

EXHIBIT C

First Amended **SUMMONS** on First Consolidated Complaint
(CITACION JUDICIAL)

SUM-100

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

NOTICE TO DEFENDANT: EXIDE TECHNOLOGIES; JAMES R.
(**AVISO AL DEMANDADO**): BOLCH; PHILLIP DAMASKA; ED MOPAS;
JOHN HOGARTH; R. PAUL HIRT, JR; ADVANCED CONSTRUCTORS
CORP. (formerly named as DOE 1); RANDAL BROWN
(formerly named as DOE 2); RANDAL BROWN, II (formerly
named as DOE 3), and DOES 4 TO 100, inclusive,

YOU ARE BEING SUED BY PLAINTIFF: ALAN SALVADOR AGUIRRE,
(**LO ESTÁ DEMANDANDO EL DEMANDANTE**): a minor, by and
through his guardian ad litem, JOSE ISABEL AGUIRRE
(PLEASE SEE ADDITIONAL PARTIES ON ADDITIONAL PARTIES
ATTACHMENTS)

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **¡AVISO!** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):

SUPERIOR COURT CALIFORNIA
600 South Commonwealth Avenue
Los Angeles, California 90005
CENTRAL CIVIL WEST

CASE NUMBER: BC567401
(Número del Caso):

Consolidated with BC567512
BC567758; BC567760; BC567894;
BC573733

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):

THOMAS V. GIRARDI, ESQ. - SBN: 36603

(213) 977-0211 (213) 481-1554

ROBERT W. FINNERTY, ESQ. - SBN: 119775

GIRARDI | KEESE

1126 Wilshire Boulevard, Los Angeles, California 90017

DATE: _____ Clerk, by _____, Deputy
(Fecha) (Secretario) (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)

(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

[SEAL]

NOTICE TO THE PERSON SERVED: You are served

1. ☐ as an individual defendant.
2. ☐ as the person sued under the fictitious name of (specify):

3. ☐ on behalf of (specify):

under: ☐ CCP 416.10 (corporation)

☐ CCP 416.60 (minor)

☐ CCP 416.20 (defunct corporation)

☐ CCP 416.70 (conservatee)

☐ CCP 416.40 (association or partnership)

☐ CCP 416.90 (authorized person)

☐ other (specify):

4. ☐ by personal delivery on (date):

SHORT TITLE: AGUIRRE, ET AL. V. EXIDE TECHNOLOGIES, ET
AL.

CASE NUMBER:
BC567401

INSTRUCTIONS FOR USE

- ➔ This form may be used as an attachment to any summons if space does not permit the listing of all parties on the summons.
- ➔ If this attachment is used, insert the following statement in the plaintiff or defendant box on the summons: "Additional Parties Attachment form is attached."

List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

GUSTAVO ARIAS, a minor, by and through his guardian ad litem, MARIA ARIAS; JOCELYN AVILA, a minor, by and through her guardian ad litem, ANA MONTERO; ELIZABETH BELTRAN, a minor, by and through her guardian ad litem, KARLA PARRA; ANGEL CABRERA, a minor, by and through his guardian ad litem, EMANUEL CABRERA; THOMAS CABRERA, a minor, by and through his guardian ad litem, EMANUEL CABRERA; VICENTE CABRERA, a minor, by and through his guardian ad litem, EMANUEL CABRERA; JOSE MANUEL CALDERON, a minor, by and through his guardian ad litem, ELOISA JARAMILLO; EDWARD JOSEPH CANO, a minor, by and through his guardian ad litem, THERESA JOSIE CANO; GEORGINA J. CHANG, a minor, by and through her guardian ad litem, VERONICA CHANG; SAMANTHA CHANG, a minor, by and through her guardian ad litem, VERONICA CHANG; AHILYN CUMPLIDO, a minor, by and through her guardian ad litem, MARIA VALENCIA; CRUZ CURIEL, a minor, by and through his guardian ad litem, LUCY CESENA CURIEL; CARMEN FELIX-DISCUSSION, a minor, by and through her guardian ad litem, ELIZABETH FELIX DISCUSSION; BRASCOMBE FLORES, a minor, by and through his guardian ad litem, GABRIELA FLORES; LESLY FLORES, a minor, by and through her guardian ad litem, RODRIGO FLORES; EMILY GABION, a minor, by and through her guardian ad litem, LINDA GONZALES; JAYCOB GAONA, a minor, by and through his guardian ad litem, ALEJANDRA HUSMAN; JAVIER GARCIA, a minor, by and through his guardian ad litem, GUADALUPE ERENAS; JESSIE EMANUEL GOMEZ, a minor, by and through his guardian ad litem, AZUCENA MORALES; BRYAN GONZALES, a minor, by and through his guardian ad litem, JUANA LORENZO; ISRAEL GONZALES, a minor, by and through his guardian ad litem, VICTORIA LEON; JOSE MARIA GUTIERREZ, a minor, by and through his guardian ad litem, ANA AGUILERA; ISABELLA HERNANDEZ, a minor, by and through her guardian ad litem, MELISSA MENDOZA; JENNIFER HERNANDEZ, a minor, by and through her guardian ad litem, MARTHA RODRIGUEZ; JIMMY HERNANDEZ, a minor, by and through his guardian ad litem, MARTHA RODRIGUEZ; KAREN HERNANDEZ, a minor, by and through her guardian ad litem, MARTHA RODRIGUEZ; EMMANUEL JIMENEZ, a minor, by and through his guardian ad litem, DOLORES SANTOS; BRANDIE N. LLAMAS, a minor, by and through her guardian ad litem, SILVIA LLAMAS; ELI M. LOPEZ, a minor, by and through her guardian ad litem, IMELDA ESPARZA; IZKOATL ANGULO LOPEZ, a minor, by and through his guardian ad litem, DIANA LOPEZ; JOSE DANILO DE ALBA LOPEZ, a minor, by and through his guardian ad litem, SONIA LOPEZ; SULEMA SAMANTHA LOPEZ, a minor, by and through her guardian ad litem, MARIA GUADALUPE LOPEZ; RICARDO MAGANO, a minor, by and through his guardian ad litem, JOSE LUIS MAGANO; LYANNA MARTIN, a minor, by and through her guardian ad litem, MARCO ANTONIO MARTIN; HECTOR MATA, JR., a minor, by and through his guardian ad litem, MARIA QUIRARTE; JACOB IAN MEDEL, a minor, by and through his guardian ad litem, EDUARDO MEDEL; MARISOL MENDOZA, a minor, by and through her guardian ad litem, MARIA ELENA RIVERA; ALLIANA CECILIA MORENO, a minor, by and through her guardian ad litem, MARIA E. SANCHEZ; JOHNNIE A. MORENO, a minor, by and through his guardian ad litem, MARIA E. SANCHEZ; JOVANNIE MATHEW MORENO, a minor, by and through his guardian ad litem, MARIA E. SANCHEZ; SAVANNAH MORFIN, a minor, by and through her guardian ad litem, MARINA MORFIN; JORGE L. NAVARRO, by and through his guardian ad litem, EDELMIRA MORALES; CARLOS ORTIZ, a minor, by and through his guardian ad litem, HORTENCIA ORTIZ; EDILBER PALACIOS, a minor, by and through his guardian ad litem, NESTOR PALACIOS; NATALIA PAZ, a minor, by and through her guardian ad litem, MARIA QUIRARTE; ANDY PEREZ, a minor, by and through his guardian ad litem, MACIEL PEREZ;

SHORT TITLE: AGUIRRE, ET AL., V. EXIDE TECHNOLOGIES, ET AL.	CASE NUMBER: BC567401
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List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

COREY PEREZ, a minor, by and through his guardian a litem, MACIEL PEREZ; DIEGO ALEXANDER PEREZ, a minor, by and through his guardian ad litem, SIRIA GUZMAN; LEILANI PEREZ, a minor, by and through her guardian ad litem, ALICIA MACIEL PEREZ; ALEXIS PONCE, a minor, by and through her guardian ad litem, SILVIA ROMO; ESPERANZA N. PORTILLO, a minor, by and through her guardian ad litem, GERARDO PORTILLO; ASHLEY RAMIREZ, a minor, by and through her guardian ad litem, ANGELICA CARDENAS; KARLA RAMIREZ, a minor, by and through her guardian ad litem, ANGELICA MACIAS CARDENAS; MARY JANE RAMIREZ, a minor, by and through her guardian ad litem, JOSE RAMIREZ; AUDRINA RIOS, a minor, by and through her guardian ad litem, MARIA E. CASTILLO; ELIYAH RIOS, a minor, by and through his guardian ad litem, MARIA E. CASTILLO; EDUARDO SANCHEZ, a minor, by and through his guardian ad litem, MARIA CARRERA; ELIZABETH SANCHEZ, a minor, by and through her guardian ad litem, MARIA CARRERA; PATRICIO SOTO, a minor, by and through his guardian ad litem, RICHARD A. SOTO; THEO VINCENT URISTA, a minor, by and through his guardian ad litem, MARIA ELENA DIAZ; SARAH VALENCIA, a minor, by and through her guardian ad litem, NESTOR VALENCIA; SYDNEY VALENCIA, a minor, by and through her guardian ad litem, NESTOR VALENCIA; ABRAHAM RAMON VILLA OSORIO, a minor, by and through his guardian ad litem, LILIA OSORIO MENDOZA; MICHAEL ZERMENO, a minor, by and through his guardian ad litem, MONICA ZERMENO; MARIA ELENA BARRON, decedent by and through her successor in interest, CARLOS M. BARRON; ERNESTINA CERVANTES BAUTISTA HERNANDEZ, decedent by and through her successor in interest, CARMEN BUENROSTRO; SALVADOR BUENROSTRO, decedent by and through his successor in interest, CARMEN BUENROSTRO; PATRICIA CONTRERAS, decedent by and through her successors in interest, FERNANDO LOPEZ and ESTHER LLAMAS; JUAN JOSE GUDINO, decedent by and through his successor in interest, ORALIA GUDINO; IVONNE GUILLEN, decedent by and through her successor in interest, RUTH LARA; PAULA JIMENEZ, decedent by and through her successor in interest, EVA JIMENEZ; HERMINIA LEON, decedent by and through her successor in interest, JOSE MEJIA; TERESA LOPEZ, decedent by and through her successor in interest, MIGUEL ANGEL LOPEZ; HILDA MENDOZA, decedent by and through her successor in interest, JOSE MENDOZA; FLORENTINO MORENO, decedent by and through his successor in interest, MARIA E. SANCHEZ; RICARDO VAZQUEZ, decedent by and through her successor in interest, MARCELA SOSA; THOMAS LOPEZ; MARIA CRUZ ACENEDO; CARLOS M. BARRON; HERIBERTO BLANCAS; ARMANDO BUELNA; DAISY ASHLEY BUELNA; GLORIA BUELNA; PAULO CESAR BUELNA; CARMEN BUENROSTRO; EMANUEL CABRERA; THERESA JOSIE CANO; ANGELICA MACIAS CARDENAS; BARBARA CASQUINO; DANIEL CASQUINO; RUTH CASQUINO; FRANCISCA CONTRERAS CERVANTES; GUADALUPE CONTRERAS CERVANTES; GEORGE CHANG; VERONICA IRENE CHANG; MIGUEL ANGEL CONTRERAS (FATHER); MIGUEL ANGEL CONTRERAS (SON); ROSARIO CONTRERAS; LUISA MARIA CORRANZA;

SHORT TITLE: ABREO, ET AL., V. EXIDE TECHNOLOGIES, ET AL.	CASE NUMBER: BC567894
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☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

LUCY CESENA CURIEL; FRANK DISCUSSION; IMELDA ESPARZA; FERNANDO GONZALEZ ESPINOSA; ALICIA ESQUIVEL; JOSE FARIAS; LETICIA FARIAS; CLEO GARCIA; PABLO GOMEZ; EDITH GONZALES; JOE GONZALES; MIKE GONZALES; ALMA FLORES GONZALEZ; IVAN LOPEZ; MIGUEL ANGEL LOPEZ; JOSE MENDOZA; RODRIGUEZ MELANIA MORA; AZAEL MUNGUIA; NATALY MUNGUIA; JESUS PLASCENCIA; JUAN PLASCENCIA; VICTOR DIAZ RAMIREZ; LUCILLE FARFAN RAMOS; MARY ELENA RODRIGUEZ; YANITZA ROSAS; ALICIA TREJO; DANIELA URISTA; ESMERALDA GONZALEZ VANEGAS; ALMA E. HERNANDEZ; ANTONIO DAVILA (FATHER); ANTONIO DAVILA (SON); RAMONA DAVILA; EVANGELIA GONZALES; JOE GONZALES; LINDA GONZALES; SOPHIA GONZALES; VERONICA GONZALES; OLIVER GUDINO; ORALIA GUDINO; SOCORRO VALENCIA GUERRERO; JOSE ANTONIO GUTIERREZ; JOSE LUIS GUTIERREZ; KARINA HERNANDEZ GUTIERREZ; MICHELLE D. GUTIERREZ; JOAQUIN GUZMAN; CARLOS HERNANDEZ; ELIZABETH HERNANDEZ; ALEJANDRA HUSMAN; CARLOS HUSMAN; OMAR HUSMAN; BRIANNA IBARRA; MARIE LANDEROS; ALEXANDRINA LARA; GUADALUPE LEON; MARIA G. LOPEZ; JOSE LUIS CARLOS MACIAS; ZOILA NOEMI MAGANA; JOSE MAGANO; JOSE LUIS MAGANO; BALDOMERO MARROQUIN; MARCO ANTONIO MARTIN; GABRIEL MARTINEZ; ARMANDO MARTOS; CYNTHIA MARTOS; INDIKIA MCKENLEY; ESPERANZA MEDINA; FIDENCIO MEDINA; YOLANDA MEDINA; LUZ MENDOZA; ALEJANDRO MERAS; ABDON MERCADO; RAMON MEDINA MOJARRO; GEORGE MONTANO; MARTINEZ ROMINA MORA; MARIO MORALES; JIBERTO MORENO; MANUEL MORFIN; MARINA MORFIN; ANICETO MUNOZ; ODILON MUNOZ; ASCENSION OCHOA; ANA ROSA PADILLA; DANIEL AARON PEREZ; DOLOREZ PEREZ; ANA PLASCENCIA; VICTOR PULIDO; ERNESTO RAMIREZ; MARIA DEL CARMEN RAMIREZ; OSCAR RENE RAMIREZ; SAMANTHA CRYSTAL RAMIREZ; NESTOR U. RICO; POLY RICO; POLY H. RICO; LORENZA RIVERA; MARIA ELENA RIVERA; JUAN RODRIGUEZ; STELLA MARIS ABRAHAN; BENJAMIN T. ACOSTA; OLIVIA ALDRETE; PETER BENAVIDEZ; ROBERT M. BENAVIDEZ; GILBERTO DELGADO; ERIKA VILICANA ESTRADA; EDUARDO FIERRO; FRANCISCO JAVIER GARCIA; LOURDES GARIBAY; EPITACIO RUIZ GONZALES; GUADALUPE GONZALES; JAVIER GONZALES, JR.; JESUS GONZALES; JOSE D. GONZALES;

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☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

ROSA M. GONZALES; ISMAEL GUZMAN; DAISY HERNANDEZ; FERNANDO LLAMAS; IRENE LLAMAS; PEGGY LUCAS; JOSE LUIS MACIEL; MARIA A. MACIEL; JUANITA MARQUEZ; CIRILO MARTINEZ; EMILIANO MARTINEZ; ELVIA MEJIA; JOSE MEJIA; ELVIA MEJILLA; GERONIMA NEVAREZ; SERGIO ORTIZ; IRANI PONCE; MARGARITA ACEVEDO QUINTANA; MARCELO HERNANDEZ RAMIREZ; ARLENE I. RAMOS; ELBA ROMO; HECTOR J. ROMO; JONATHAN ROMO; SILVIA ROMO; OLGA RUIZ; ANGEL SANCHEZ; GILDA CHAPA SANCHEZ; MARIA E. SANCHEZ; MARIA LETICIA SANCHEZ; JORGE STOPANI; GUDIELIA TERRAZAS; JUANITA VANEGAS TORRES; NESTOR ENRIQUE VALENCIA; NILZA VALENCIA; RIGOBERTO VALENCIA; ANDREW VASQUEZ; MARTINEZ RAUL VEGA; MARIA DE LOS ANGELES VELEZ; GLORIA VILLANUEVA; ARTRA VILLAREAL; DARREN WILLIAMS; MARTIN AMEZCUA ZAMORA; VANESSA H. ZERMENO; CECILIA AGUILAR; MARIA DEL ROSARIO ALCANTAR; ALICIA ALEMAN; CECILIA ALEMAN; ISAAIAH ALEMAN; BRYANT ALFARO; EVANGELIA ALFARO; JASMINE ALFARO, a minor, by and through her guardian ad litem; MIGUEL ALFARO; MIGUEL ANGEL ALFARO, a minor, by and through his guardian ad litem; JUAN DE DIOS ALTAMIRANO, a minor, by and through his guardian ad litem; NOMAS AMAYO; SALVADOR ANDRADE; SERGIO ARANA; VERONICA ARREOLA; KARINA AVILA; LEONARDO AVILA; OSZALDO BAUTIZTA; CRUZ BECERRA; RITA BIBIAN; ARACELI CABRERA; ANGELICA CALDERON; MARIA E. CASTILLO; MARIA CERVANTES; VANESSA CHAIDEZ; PERLA CORARRUBRAS; M. CURIEL; MENOR DE EDAD; MARISOL JUAREZ DE LEON; ABELARDO DELGADO; JUDITH DELGADO; CARLOS DOMINZUEZ; MARIA ELENA DUPONE; MARIA ELENA ESPINOSA; MEYRA ESPINOSA, by and through her guardian ad litem MARIA E. ESPINOZA; CARLOS ESQUIZEL; DANIEL FLOREZ; JOVANNI FLOREZ; RAMON FLOREZ; MARISA GUADALUPE GALLARDO; CONCEPCION GOMEZ; NORA DALIA TORRES GOMEZ; BRYAN GONZALES; DOMINGO GONZALES; JUAN GONZALES; KEVIN GONZALES; RANDOLPH GONZALES, a minor, by and through his guardian ad litem; ROBERT GONZALES; MADELINE GUERARA; MARIA GUERARA; RAUL GUERARA; SIERRA GUERARA; MARIA ANGELINA RAMIREZ GUTIERRAZ; JOSE GUTIERREZ; DANIEL HERRERA; ARACELI JIMENEZ; FRANCISCO JAVIER JIMENEZ; GERARDO JIMENEZ; JOSEFINA JIMENEZ; MARIA TRINIDAD JIMENEZ; MARTHA OFELIA JIMENEZ; RAUL JIMENEZ; RIGOBERTO JIMENEZ; LETICIA LINAN; REVECA LLAMOS; ARTURO LOPEZ; GUADALUPE LOPEZ; ISAAC LOPEZ; KATSUMI L. MIRALRIO LOPEZ; MATHEW LOPEZ; NAHUM SANCHEZ LOPEZ; VINDIANA LOPEZ; VIVIAN LOPEZ; KARY LOPEZ MIRALRIO; EDWIN LOPEZ-PAZ; EVELYN LOPEZ-PAZ; ITZEL LOPEZ-PAZ, a minor, by and through his guardian ad litem; SIDNEY LOPEZ-PAZ, a minor, by and through his guardian ad litem; KIMBERLY LUNA; MICHELLE LUNA; RAFAEL LUNA; DANIEL MARTIN, by and through his guardian ad litem, MARIA MARTIN; ALEXIS MARTINEZ, by and through her guardian ad litem, MARIA MARTINEZ; ANGEL N. SANCHEZ MARTINEZ; BARBARA MARTINEZ; BOBBY JOE MARTINEZ; DOMINIC MARTINEZ; FRANCISCA MARTINEZ; FRANCISCO MARTINEZ; GABRIELA MARTINEZ; JADE MARIE MARTINEZ, a minor, by and through her guardian ad litem KARINA MARTINEZ; KHRIS A. SANCHEZ MARTINEZ; RENI MARTINEZ, a minor, by and through her guardian ad litem ZIZTORINA MARTINEZ; EDITH MENDOZA; ENRIQUE LUIS MENDOZA; YESENIA MENDOZA;

SHORT TITLE: AGUIRRE, ET AL., V. EXIDE TECHNOLOGIES, ET AL.	CASE NUMBER: BC567401
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☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

JUDE ORTIZ, a minor, by and through her guardian ad litem; MATTHEW ORTIZ; RONNIE ORTIZ; ALEXIS JOSE PASTOR; MAGZA PAZ; CANDACE PEINADO; GUILLERMO A. PEREZ; ALFREDO PLIEGO; REY PLIEGO; DENIS QUINONEZ; BRAULIO RAMIREZ; CESAR RAMIREZ; VERONICA RAMIREZ; URIEL RAMOS, by and through her guardian ad litem CENOBIA ROSALES PENALOZA; GILBERTO RANGEL; MARIO LEON REYES; SERZANDO ROBELS; GUADALUPE ROSALES; MERCEDES ROSALES; KARLA S. ROSGADO; KENDERICK ROSGADO; ENRIQUE ORTEGA RUIZ; LORENZA CARMEN RUIZ; MARTHA RUIZ; NORMA RUIZ; DAVID SANCHEZ; HAILEY SANCHEZ, a minor, by and through her guardian ad litem; HAZELLE SANCHEZ, a minor, by and through her guardian ad litem; JUAN SANCHEZ; RICHARD SANTANA; AARON SANTIBANEZ, a minor, by and through his guardian ad litem; ENZO SANTIBANEZ; JAVIER SANTIBANEZ; RICARDO SANTIBANEZ; TALOMA SANTIBANEZ; MARCOS SUENTES, a minor, by and through his guardian ad litem; DELORES TINAJERO; JOHN TINAJERO; BLANCA TIRADO; ANA VIVIAN; CAROLINE ZAVALA; CRISTIAN ZAVALA, a minor, by and through his guardian ad litem; JULIAN ZAVALA; RENAE ZAVALA; AVAHI LOPEZ ZONIGA; KARINA LOPEZ ZUNIGO; SERGIO FLORES (FATHER); SERGIO FLORES (SON); NADIA OJEDA; DELFINA P. PERALTA; ERNESTO PERALTA; ADRIAN COLE TORRES, a minor, by and through his guardian ad litem; ALBERT MICHAEL BUSTAMANTE; ANGELINA MARIE MORENO, a minor, by and through her guardian ad litem; FABIOLA LARA; LUIS LARA, JR.; JARED E. LARA, a minor, by and through his guardian ad litem, FABIOLA LARA; LUIS H. LARA; MARIA MEDINA; ODALYZ ABREO, a minor by and through her Guardian Ad Litem, REINA TORRES; CRYSTAL ACEVES, an individual; MICHAEL ACEVES, an individual; JESUS ACOSTA, an individual; ANGEL AGUILAR, a minor by and through his Guardian Ad Litem, BLANCA MORENO; CYNTHIA AGUILAR, an individual; EDWIN AGUILAR, an individual; LUIGI AGUILAR, an individual; CYNTHIA ALANIS, an individual; DENNIS ALEJANDRE, a minor by and through her Guardian Ad Litem, GABRIELA RAMOS; MARTHA AMBRIZ, an individual; JUAN LUIS ANGUIANO, a minor by and through his Guardian Ad Litem, SONIA ANGUIANO; KIMBERLY ANGUIANO, a minor by and through her Guardian Ad Litem, SONIA ANGUIANO; AVOREE ANTONIO, a minor by and through her Guardian Ad Litem, ANDREA LOPEZ; ANDY ARIZAGA, a minor by and through his Guardian Ad Litem, MICHELLE VERA; ERIKA AYON, an individual; LAURA BANUELOS, an individual; YESENIA BARAJAS, an individual; LEONNIDES JOSE BARASA, a minor by and through his Guardian Ad Litem, MARIA DEL CARMEN VASQUEZ; DIANA BERNAL, an individual; NEMALYN BUTAC, an individual; KAREN CALERO, an individual; DNEEY CAMPOS, a minor by and through her Guardian Ad Litem, JOANNA HERNANDEZ; DNELL CAMPOS, a minor by and through her Guardian Ad Litem, JOANNA HERNANDEZ; ANA CARDENAS, an individual; MARIA CASTILLO, an individual; BREEHELEN CHAVEZ, a minor by and through her Guardian Ad Litem, AMY UVERA; JULIAN RICHARD CHAVEZ, an individual; CHRISTIAN CORTEZ, a minor by and through his Guardian Ad Litem; TERESA PENA; RUBEN CORTEZ, an individual; MARIBEL CRUZ, a minor by and through her Guardian Ad Litem, MARIA CRUZ; MARISELA CRUZ, a minor by and through her Guardian Ad Litem, MARIA CRUZ; CHRISTIAN CURIMAO, a minor by and through his Guardian Ad Litem, KELLY CURIMAO; KELLY CURIMAO, an individual;

SHORT TITLE: AGUIRRE, ET AL., V. EXIDE TECHNOLOGIES, ET AL.

CASE NUMBER:
BC567401

INSTRUCTIONS FOR USE

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List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

NEVAEH CURIMAO, a minor by and through her Guardian Ad Litem, NEMALYN BUTAC; KIMBERLY CURIMAO-BUTAC, an individual; MARIA DEUSTUA, an individual; JESSICA DIAZ, an individual; JULIEANNA DURAN, an individual; ADRIAN ESCAREGA, an individual; PEDRO ESTRADA, an individual; ESTHELA FERNANDEZ, an individual; ANA FLORES, an individual; CARINA LIZETH FLORES, an individual; JOSE FLORES, an individual; KIMBERLY FLORES, an individual; MICHELLE FLORES, an individual; SALVADOR FLORES, a minor by and through his Guardian Ad Litem, VIVIANA OSATIO; ALEXA FORSYTHE, a minor by and through her Guardian Ad Litem, JEFFREY FORSYTHE; JEFFREY FORSYTHE, an individual; ANA ROSA FRANCO, an individual; ROBERTO FRANCO, an individual; DAVID FUENTES, a minor by and through his Guardian Ad Litem, ANA MARIA FLORES; SERGIO FUENTES, an individual; SERGIO A. FUENTES, an individual; JOSE GAITAN, a minor by and through his Guardian Ad Litem, YUNUE AMAYELI MAYA ARIAS; ANA GALVES, an individual; AKEXABDRA GARCIA, an individual; CHRISTHOPHER GARCIA, a minor by and through his Guardian Ad Litem, MARTA SANCHEZ; RUBEN GARCIA, an individual; VANESSA GARCIA, an individual; JENNIFER GOMEZ, an individual; LESZLY GOMEZ, a minor by and through her Guardian Ad Litem, MARIA VELEZ; BRIAN GOMEZ, JR., a minor by and through his Guardian Ad Litem, KAREN CALERO; MARIA LUISA GONSALEZ, an individual; AMY GUERRERO, a minor, deceased by and through her Guardian Ad Litem, YUNUE AMAYELI MAYA ARIAS; ARMANDO GUERRERO, a minor by and through his Guardian Ad Litem, BERTHA ESTRADA; BRANDON GUERRERO, a minor by and through his Guardian Ad Litem, BERTHA ESTRADA; EVA GUERRERO, a minor by and through her Guardian Ad Litem, YUNUE AMAYELI MAYA ARIAS; GUSTAVO HERNANDEZ, a minor by and through his Guardian Ad Litem, RAQUEL SANCHEZ; HERIBERTO HERNANDEZ, an individual; HUMBERTO HERNANDEZ, an individual; ISABEL HERNANDEZ, a minor by and through her Guardian Ad Litem, WENDY ORTIZ; JESSICA HERNANDEZ, an individual; JESUS HERNANDEZ, a minor by and through his Guardian Ad Litem, WENDY ORTIZ; JOANNA HERNANDEZ, an individual; MANUEL HERNANDEZ, an individual; MIA HERNANDEZ, a minor by and through her Guardian Ad Litem, HERIBERTO HERNANDEZ; ROSA HERNANDEZ, a minor by and through her Guardian Ad Litem, RAQUEL SANCHEZ; SAUL HERNANDEZ, an individual; SAUL HERNANDEZ, an individual; VALERIA HERNANDEZ, a minor by and through her Guardian Ad Litem, GABRIELA RAMOS; ROOSEVELT HUMPHREY, an individual; MARCOS IBARRA, an individual; MARTHA LAURA IBARRA, an individual; PEDRO IBARRA, an individual; NATALIE JARAMILLO, a minor by and through her Guardian Ad Litem, JOANNA VELAZQUEZ; ANGEL JIMENEZ, a minor by and through his Guardian Ad Litem, MARICARMEN ZEPEDA; CARLOS JIMENEZ, an individual; KARLA JIMENEZ, a minor by and through her Guardian Ad Litem, MARICARMEN ZEPEDA; ROSA LASCANO, an individual; ALLISON LONA, a minor by and through her Guardian Ad Litem, AZUCENA LAGUNA; ARNOLD LONA, a minor by and through his Guardian Ad Litem, AZUCENA LAGUNA; ANDREA LOPEZ, an individual; BILLY LOPEZ, a minor by and through his Guardian Ad Litem, ALICIA MONCADA; EDWIN LOPEZ, an individual; GABRIELLE LOPEZ, a minor by and through her Guardian Ad Litem, DALILIA MENDEZ; JESUS LOPEZ, an individual; KAMILAH LOPEZ, a minor by and through her Guardian Ad Litem, OSMAR LOPEZ;

SHORT TITLE: AGUIRRE, ET AL., V. EXIDE TECHNOLOGIES, ET AL.

CASE NUMBER:
BC567401

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- ➔ If this attachment is used, insert the following statement in the plaintiff or defendant box on the summons: "Additional Parties Attachment form is attached."

List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

KATIE LOPEZ, a minor by and through her Guardian Ad Litem, OSMAR LOPEZ; KENIA LOPEZ, a minor by and through her Guardian Ad Litem, OSMAR LOPEZ; MARILYN LOPEZ, a minor by and through her Guardian Ad Litem, AREKY MERINA; ISRAEL LORENZO, an individual; PEDRO LUIS LORENZO, a minor by and through his Guardian Ad Litem, LUZ MARIA ROMAN; LINO LORENZO, decedent by and through his successor in interest, PEDRO LORENZO; PEDRO LORENZO, an individual; VICTOR LUEVANOS, an individual; GERARDO LUQUE, a minor by and through his Guardian Ad Litem, ERIKA AYONS; JESUS LUQUE, a minor by and through his Guardian Ad Litem, ERIKA AYON; CAMILA MAGANA, a minor by and through her Guardian Ad Litem, KARINA DIAZ; LUNA MAGANA, a minor by and through her Guardian Ad Litem, KARINA DIAZ; DAVIAN MARQUEZ, a minor by and through her Guardian Ad Litem, RUTH M. TOLEDO; ASHLEY MARTINEZ, an individual; CLAUDIA MARTINEZ, a minor, deceased by and through her Guardian Ad Litem, LURDES VILLEGAS; JARINTZI MAYA, an individual; NICHOLAS MAYA, an individual; ALEJANDRO MEDINA, an individual; CHERYLE MEDINA, an individual; GONSALO MEDRANO, an individual; ALIZE MEJIA, a minor by and through her Guardian Ad Litem, JACKIE PEREZ; BELLA MEJIA, a minor by and through her Guardian Ad Litem, JOSALYN PEREZ; BRIAN MEJIA, an individual; NICOLE MEJIA, an individual; JUAN MENDEZ, an individual; ALEXANDRO MERAZ, an individual; ALICIA MONCADA, an individual; ARTURO MONTERO, an individual; JIMMY MORALES, JR., a minor by and through his Guardian Ad Litem, VANESSA GARCIA; JIMMY MORALES, an individual; JOVITA MORALES, an individual; BLANCA MORENO, an individual; CLAUDIA MORENO, an individual; RAFAEL NARANJO, an individual; JOEY NAVARETTE, an individual; MARTHA NEVARES, an individual; KAITLYN NOGUERA, a minor by and through her Guardian Ad Litem, EVA SEGURA; BRENDA NUNEZ, an individual; GERARDO NUNEZ, an individual; GERMAN NUNEZ, an individual; ISAAC OCHOA, a minor by and through his Guardian Ad Litem, AMY UVERA; MARIA OCHOA, an individual; ANGEL ORTIZ, a minor by and through his Guardian Ad Litem, WENDY ORTIZ; DARLENE ORTIZ, an individual; STEPHANIE ORTIZ, a minor by and through her Guardian Ad Litem, WENDY ORTIZ; VIVIANA OSORIO, an individual; BRYSEN PALOMAREA, a minor by and through his Guardian Ad Litem, CHERYLE MEDINA; JESSICA PARENTE, an individual; NORDIS PARENTE, an individual; CARMEN PAVIA, an individual; JERRY PAVIA, an individual; TERESA PENA, an individual; ANA PEREIRA, an individual; CLAUDIA PEREIRA, an individual; JACKIE PEREZ, an individual; JAYLEEN PEREZ, a minor by and through her Guardian Ad Litem, JACKIE PEREZ; ALEXIS RAMIREA, a minor by and through his Guardian Ad Litem, YESENIA RAMOS; ANGEL RAMIREZ, a minor by and through his Guardian Ad Litem, YESENIA RAMOS; KENNETH RAMIREZ, a minor by and through his Guardian Ad Litem, YESENIA RAMOS; OLIVIA RAMIREZ, a minor by and through her Guardian Ad Litem, SELINA RAMIREZ; OSARK RAMIREZ, an individual; SELINA RAMIREZ, an individual; GABRIELA RAMOS, an individual;

SHORT TITLE: AGUIRRE, ET AL., V. EXIDE TECHNOLOGIES, ET AL.

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List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

ALICIA RANGEL, an individual; DAISY RENTERIA, a minor by and through her Guardian Ad Litem, VANESSA RODRIGUEZ; DESTINY RENTERIA, a minor by and through her Guardian Ad Litem, VANESSA RODRIGUEZ; JUAN RENTERIA, an individual; FLOR REYES, an individual; JEREMY REYES, a minor by and through his Guardian Ad Litem, CYNTHIA AGUILAR; SAMANTHA REYES, a minor by and through her Guardian Ad Litem, CYNTHIA AGUILAR; ISAI RINCON, a minor by and through his Guardian Ad Litem, ALMA VARGAS; AUDRINA RIOS, a minor by and through her Guardian Ad Litem, MARIA CASTILLO; BRANDY RIOS, a minor by and through her Guardian Ad Litem, MARIA CASTILLO; ELIJAH RIOS, a minor by and through his Guardian Ad Litem, MARIA CASTILLO; MATTHEW RIOS, a minor by and through his Guardian Ad Litem, MARIA CASTILLO; NATALIA RIOS, a minor by and through her Guardian Ad Litem, MARIA CASTILLO; PRINCESS SERINA RIOS, a minor by and through her Guardian Ad Litem, MARIA CASTILLO; BRANDON RIOS, decedent by and through his successor in interest, MARIA CASTILLO; RAFAEL RODRIGO, an individual; VALERIA RODRIGUEZ, an individual; VANESSA RODRIGUEZ, an individual; STEPHEN ROJAS, an individual; LUZ MARIA ROMAN, an individual; LUCIA ROMO, an individual; ANTHONY ROSALES, a minor by and through his Guardian Ad Litem, ALICIA JURADO; ASHLEY ROSALES, an individual; HECTOR ROSALES, a minor by and through his Guardian Ad Litem, ALICIA JURADO; ONNIKA ROSALES, a minor by and through her Guardian Ad Litem, ALICIA JURADO; ARIEL SALINAS, a minor by and through his Guardian Ad Litem, LAURA BANUELOS; KING ISAIAH SALINAS, a minor by and through his Guardian Ad Litem, LAURA BANUELOS; RUBEN SALINAS, a minor by and through his Guardian Ad Litem, LAURA BANUELOS; RAQUEL SANCHEZ, an individual; ANGEL SANDOVAL, a minor by and through his Guardian Ad Litem, TERESA PENA; ADRIEN SEGURA, a minor by and through his Guardian Ad Litem, BRENDA VELA; CHRISTOPHER SEGURA, a minor by and through his Guardian Ad Litem, EVA SEGURA; HUMBERTO SEGURA, a minor by and through his Guardian Ad Litem, BRENDA VELA; VALERIE SEGURA, a minor by and through her Guardian Ad Litem, BRENDA VELA; JUSTINE SERGIO, an individual; ANTHONY SORIANO, an individual; ROGER SORIANO, an individual; BRIAN TAPIA, an individual; RUTH TOLEDO, an individual; HAILEY TORREZ-ORASCO, a minor by and through her Guardian Ad Litem, REINA TORRES; EBONY TOSCANO, a minor by and through her Guardian Ad Litem, ELENA IBARRA; JANEIRA TOSCANO, an individual; URIEL TOVAR, an individual; KEVAN URGUILLA, a minor by and through his Guardian Ad Litem, NATALIE DIAZ; AMY UVERA, an individual; FATIMA JASMIN VARAJAS, a minor by and through her Guardian Ad Litem, GRISELDA VARAJAS; GRISELDA VARAJAS, an individual; MARTIN VARAJAS, an individual; MARTIN VALENSI VARAJAS, an individual; ALLEN VARGAS, a minor by and through his Guardian Ad Litem, ALMA VARGAS; ALMA VARGAS, an individual; ANGEL VARGAS, an individual; CHRISTIAN VARGAS, an individual; MARK VARGAS, a minor by and through his Guardian Ad Litem, RUBEN VARGAS QUIROGA; RUBEN VARGAS QUIROGA, an individual; VALARIE VARGAS, an individual; RUBEN VARGAS-GARCIA, an individual; ANTONIO VASQUEZ, a minor by and through his Guardian Ad Litem, MARIA DEL CARMEN VASQUEZ; CARLOS VASQUEZ, a minor by and through his Guardian Ad Litem, MARIA DEL CARMEN VASQUEZ;

SHORT TITLE: AGUIRRE, ET AL., V. EXIDE TECHNOLOGIES, ET AL.	CASE NUMBER: BC567401
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- ➔ If this attachment is used, insert the following statement in the plaintiff or defendant box on the summons: "Additional Parties Attachment form is attached."

List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

MARIA DEL CARMEN VASQUEZ, an individual; MICHELLE VASQUEZ, a minor by and through her Guardian Ad Litem, MARICARMEN ZEPEDA; JOSE P. VELASQUEZ, an individual; JOSE J. VELASQUEZ, a minor by and through his Guardian Ad Litem, JULIEANNE DURAN; ALEJO VELEZ, an individual; MARIA VELEZ, an individual; JOHNNY VERA, a minor by and through his Guardian Ad Litem, MICHELLE VERA; NATHALIE VERA, a minor by and through her Guardian Ad Litem, MICHELLE VERA; FERNANDO VERGARA, a minor by and through his Guardian Ad Litem, CLAUDIA MORENO; MATTHEW WADE, a minor by and through his Guardian Ad Litem, YENI RIVERA; MARIA ZEPEDA, an individual; MARICARMEN ZEPEDA, an individual; JESUS CAMPAS, an individual.

1 **THE MANDELL LAW FIRM**
Robert J. Mandell (SBN 132542)
2 Laurence H. Mandell (SBN 82415)
19400 Business Center Drive, Suite 102
3 Northridge, CA 91324
Telephone: (818) 886-6600
4 Facsimile: (818) 772-9739

5 **LAW OFFICES OF STEVEN WOLFSON**
A Professional Law Corporation
Steven Wolfson (SBN 046175)
6 4766 Park Granada Blvd., Suite 208
Calabasas, CA 91302
7 Telephone: (818)225-1600
Facsimile: (818)225-8493
8

LAW OFFICES OF ROBERT K. KENT
Robert K. Kent (SBN 045431)
578 Washington Blvd., Suite 830
Marina del Rey, CA 90292
Telephone: (310) 597-1622
Facsimile: (310) 823-1990

GIRARDI KEESE
Robert W. Finnerty (SBN 119775)
Christopher T. Aumais (SBN 249901)
1126 Wilshire Blvd.
Los Angeles, CA 90017
Telephone: (213)977-0211
Facsimile: (213)481-1554

9 Attorneys for Plaintiffs
10

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF LOS ANGELES, CENTRAL DISTRICT
13

14 ALAN SALVADOR AGUIRRE, a minor, by
and through his guardian ad litem, JOSE
15 ISABEL AGUIRRE; GUSTAVO ARIAS, a
minor, by and through his guardian ad litem,
16 MARIA ARIAS; JOCELYN AVILA, a minor,
by and through her guardian ad litem, ANA
17 MONTERO; ELIZABETH BELTRAN, a
minor, by and through her guardian ad litem,
18 KARLA PARRA; ANGEL CABRERA, a
minor, by and through his guardian ad litem,
19 EMANUEL CABRERA; THOMAS
CABRERA, a minor, by and through his
20 guardian ad litem, EMANUEL CABRERA;
VICENTE CABRERA, a minor, by and through
21 his guardian ad litem, EMANUEL CABRERA;
JOSE MANUEL CALDERON, a minor, by and
22 through his guardian ad litem, ELOISA
JARAMILLO; EDWARD JOSEPH CANO, a
23 minor, by and through his guardian ad litem,
THERESA JOSIE CANO; GEORGINA J.
24 CHANG, a minor, by and through her guardian
ad litem, VERONICA CHANG; SAMANTHA
25 CHANG, a minor, by and through her guardian
ad litem, VERONICA CHANG; AHILYN
26 CUMPLIDO, a minor, by and through her
guardian ad litem, MARIA VALENCIA; CRUZ
27 CURIEL, a minor, by and through his guardian
ad litem, LUCY CESENA CURIEL; CARMEN
28 FELIX-DISCUSSION, a minor, by and through

Case No. BC567401
(Consolidated with BC567512; BC567758;
BC567759; BC567760; BC567894;
BC573733)

**FIRST CONSOLIDATED COMPLAINT
FOR:**

1. Negligence
2. Negligence Per Se
3. Strict Liability for Ultrahazardous Activity
4. Misrepresentation and Fraudulent Concealment
5. Nuisance
6. Trespass
7. Injunctive and Restitutionary Relief Pursuant to Business and Professions Code § 17200 ET SEQ.

AND DEMAND FOR JURY TRIAL

Assigned for All Purposes to:
Hon. Elihu M. Berle, Dept. 323

1 her guardian ad litem, ELIZABETH FELIX
2 DISCUSSION; BRASCOMBE FLORES, a
3 minor, by and through his guardian ad litem,
4 GABRIELA FLORES; LESLY FLORES, a
5 minor, by and through her guardian ad litem,
6 RODRIGO FLORES; EMILY GABION, a
7 minor, by and through her guardian ad litem,
8 LINDA GONZALES; JAYCOB GAONA, a
9 minor, by and through his guardian ad litem,
10 ALEJANDRA HUSMAN; JAVIER GARCIA, a
11 minor, by and through his guardian ad litem,
12 GUADALUPE ERENAS; JESSIE EMANUEL
13 GOMEZ, a minor, by and through his guardian
14 ad litem, AZUCENA MORALES; BRYAN
15 GONZALES, a minor, by and through his
16 guardian ad litem, JUANA LORENZO;
17 ISRAEL GONZALES, a minor, by and through
18 his guardian ad litem, VICTORIA LEON; JOSE
19 MARIA GUTIERREZ, a minor, by and through
20 his guardian ad litem, ANA AGUILERA;
21 ISABELLA HERNANDEZ, a minor, by and
22 through her guardian ad litem, MELISSA
23 MENDOZA; JENNIFER HERNANDEZ, a
24 minor, by and through her guardian ad litem,
25 MARTHA RODRIGUEZ; JIMMY
26 HERNANDEZ, a minor, by and through his
27 guardian ad litem, MARTHA RODRIGUEZ;
28 KAREN HERNANDEZ, a
minor, by and through her guardian ad litem,
MARTHA RODRIGUEZ; EMMANUEL
JIMENEZ, a minor, by and through his guardian
ad litem, DOLORES SANTOS; BRANDIE N.
LLAMAS, a minor, by and through her guardian
ad litem, SILVIA LLAMAS; ELI M. LOPEZ, a
minor, by and through her guardian ad litem,
IMELDA ESPARZA; IZKOATL ANGULO
LOPEZ, a minor, by and through his guardian ad
litem, DIANA LOPEZ; JOSE DANILO DE
ALBA LOPEZ, a minor, by and through his
guardian ad litem, SONIA LOPEZ; SULEMA
SAMANTHA LOPEZ, a minor, by and through
her guardian ad litem, MARIA GUADALUPE
LOPEZ; RICARDO MAGANO, a minor, by
and through his guardian ad litem, JOSE LUIS
MAGANO; LYANNA MARTIN, a minor, by
and through her guardian ad litem, MARCO
ANTONIO MARTIN; HECTOR MATA, JR., a
minor, by and through his guardian ad litem,
MARIA QUIRARTE; JACOB IAN MEDEL, a
minor, by and through his guardian ad litem,
EDUARDO MEDEL; MARISOL MENDOZA,
a minor, by and through her guardian ad litem,
MARIA ELENA RIVERA; ALLIANA
CECILIA MORENO, a minor, by and through
her guardian ad litem, MARIA E. SANCHEZ;

1 JOHNNIE A. MORENO, a minor, by and
through his guardian ad litem, MARIA E.
2 SANCHEZ; JOVANNIE MATHEW
MORENO, a minor, by and through his guardian
3 ad litem, MARIA E. SANCHEZ; SAVANNAH
MORFIN, a minor, by and through her guardian
4 ad litem, MARINA MORFIN; JORGE L.
NAVARRO, by and through his guardian ad
5 litem, EDELMIRA MORALES; CARLOS
ORTIZ, a minor, by and through his guardian ad
6 litem, HORTENCIA ORTIZ; EDILBER
PALACIOS, a minor, by and through his
7 guardian ad litem, NESTOR PALACIOS;
NATALIA PAZ, a
8 minor, by and through her guardian ad litem,
MARIA QUIRARTE; ANDY PEREZ, a minor,
9 by and through his guardian ad litem, MACIEL
PEREZ; COREY PEREZ, a minor, by and
10 through his guardian ad litem, MACIEL
PEREZ; DIEGO ALEXANDER PEREZ, a
11 minor, by and through his guardian ad litem,
SIRIA GUZMAN; LEILANI PEREZ, a minor,
12 by and through her guardian ad litem, ALICIA
MACIEL PEREZ; ALEXIS PONCE, a minor,
13 by and through her guardian ad litem, SILVIA
ROMO; ESPERANZA N. PORTILLO, a minor,
14 by and through her guardian ad litem,
GERARDO PORTILLO; ASHLEY RAMIREZ,
15 a minor, by and through her guardian ad litem,
ANGELICA CARDENAS; KARLA
16 RAMIREZ, a minor, by and through her
guardian ad litem, ANGELICA MACIAS
17 CARDENAS; MARY JANE RAMIREZ, a
minor, by and through her guardian ad litem,
18 JOSE RAMIREZ; AUDRINA RIOS, a minor,
by and through her guardian ad litem, MARIA
19 E. CASTILLO; ELIYAH RIOS, a minor, by and
through his guardian ad litem, MARIA E.
20 CASTILLO; EDUARDO SANCHEZ, a minor,
by and through his guardian ad litem, MARIA
21 CARRERA; ELIZABETH SANCHEZ, a minor,
by and through her guardian ad litem, MARIA
22 CARRERA; PATRICIO SOTO, a minor, by and
through his guardian ad litem, RICHARD A.
23 SOTO; THEO VINCENT URISTA, a minor, by
and through his guardian ad litem, MARIA
24 ELENA DIAZ; SARAH VALENCIA, a minor,
by and through her guardian ad litem, NESTOR
25 VALENCIA; SYDNEY VALENCIA, a minor,
by and through her guardian ad litem, NESTOR
26 VALENCIA; ABRAHAM RAMON VILLA
OSORIO, a minor, by and through his guardian
27 ad litem, LILIA OSORIO MENDOZA;
MICHAEL ZERMENO, a minor, by and
28 through his guardian ad litem, MONICA

1 ZERMENO; MARIA ELENA BARRON,
2 decedent by and through her successor in
3 interest, CARLOS M. BARRON; ERNESTINA
4 CERVANTES BAUTISTA HERNANDEZ,
5 decedent by and through her successor in
6 interest, CARMEN BUENROSTRO;
7 SALVADOR BUENROSTRO, decedent by and
8 through his successor in interest, CARMEN
9 BUENROSTRO; PATRICIA CONTRERAS,
10 decedent by and through her successors in
11 interest, FERNANDO LOPEZ and ESTHER
12 LLAMAS;
13 JUAN JOSE GUDINO, decedent by and through
14 his successor in interest, ORALIA GUDINO;
15 IVONNE GUILLEN, decedent by and through
16 her successor in interest, RUTH LARA; PAULA
17 JIMENEZ, decedent by and through her
18 successor in interest, EVA JIMENEZ;
19 HERMINIA LEON, decedent by and through
20 her successor in interest, JOSE MEJIA;
21 TERESA LOPEZ, decedent by and through her
22 successor in interest, MIGUEL ANGEL
23 LOPEZ; HILDA MENDOZA, decedent by and
24 through her successor in interest, JOSE
25 MENDOZA;
26 FLORENTINO MORENO, decedent by and
27 through his successor in interest, MARIA E.
28 SANCHEZ; RICARDO VAZQUEZ, decedent
by and through her successor in interest,
MARCELA SOSA;
THOMAS LOPEZ; MARIA CRUZ
ACENEDO; CARLOS M. BARRON;
HERIBERTO BLANCAS; ARMANDO
BUELNA; DAISY ASHLEY BUELNA;
GLORIA BUELNA; PAULO CESAR
BUELNA; CARMEN BUENROSTO;
EMANUEL CABRERA; THERESA JOSIE
CANO; ANGELICA MACIAS CARDENAS;
BARBARA CASQUINO; DANIEL
CASQUINO; RUTH CASQUINO;
FRANCISCA CONTRERAS CERVANTES;
GUADALUPE CONTRERAS CERVANTES;
GEORGE CHANG; VERONICA IRENE
CHANG; MIGUEL ANGEL CONTRERAS
(FATHER); MIGUEL ANGEL CONTRERAS
(SON); ROSARIO CONTRERAS; LUISA
MARIA CORRANZA; LUCY CESENA
CURIEL; FRANK DISCUSSION; IMELDA
ESPARZA; FERNANDO GONZALEZ
ESPINOSA; ALICIA ESQUIVEL; JOSE
FARIAS; LETICIA FARIAS; CLEO GARCIA;
PABLO GOMEZ; EDITH GONZALES; JOE
GONZALES; MIKE GONZALES; ALMA
FLORES GONZALEZ; IVAN LOPEZ;
MIGUEL ANGEL LOPEZ; JOSE MENDOZA;

1 RODRIGUEZ MELANIA MORA; AZAEL
2 MUNGUIA; NATALY MUNGUIA; JESUS
3 PLASCENCIA; JUAN PLASCENCIA;
4 VICTOR DIAZ RAMIREZ; LUCILLE
5 FARFAN RAMOS; MARY ELENA
6 RODRIGUEZ; YANITZA ROSAS; ALICIA
7 TREJO; DANIELA URISTA; ESMERALDA
8 GONZALEZ VANEGAS; ALMA E.
9 HERNANDEZ; ANTONIO DAVILA
10 (FATHER); ANTONIO DAVILA (SON);
11 RAMONA DAVILA; EVANGELIA
12 GONZALES; JOE GONZALES; LINDA
13 GONZALES; SOPHIA GONZALES;
14 VERONICA GONZALES; OLIVER GUDINO;
15 ORALIA GUDINO; SOCORRO VALENCIA
16 GUERRERO; JOSE ANTONIO GUTIERREZ;
17 JOSE LUIS GUTIERREZ; KARINA
18 HERNANDEZ GUTIERREZ; MICHELLE D.
19 GUTIERREZ; JOAQUIN GUZMAN; CARLOS
20 HERNANDEZ; ELIZABETH HERNANDEZ;
21 ALEJANDRA HUSMAN; CARLOS
22 HUSMAN; OMAR HUSMAN; BRIANNA
23 IBARRA; MARIE LANDEROS;
24 ALEXANDRINA LARA; GUADALUPE
25 LEON; MARIA G. LOPEZ; JOSE LUIS
26 CARLOS MACIAS; ZOILA NOEMI
27 MAGANA; JOSE MAGANO; JOSE LUIS
28 MAGANO; BALDOMERO MARROQUIN;
MARCO ANTONIO MARTIN; GABRIEL
MARTINEZ; ARMANDO MARTOS;
CYNTHIA MARTOS; INDIKIA McKENLEY;
ESPERANZA MEDINA; FIDENCIO
MEDINA; YOLANDA MEDINA; LUZ
MENDOZA; ALEJANDRO MERAS; ABDON
MERCADO; RAMON MEDINA MOJARRO;
GEORGE MONTANO; MARTINEZ ROMINA
MORA; MARIO MORALES; JIBERTO
MORENO; MANUEL MORFIN; MARINA
MORFIN; ANICETO MUNOZ; ODILON
MUNOZ; ASCENSION OCHOA; ANA ROSA
PADILLA; DANIEL AARON PEREZ;
DOLOREZ PEREZ; ANA PLASCENCIA;
VICTOR PULIDO; ERNESTO RAMIREZ;
MARIA DEL CARMEN RAMIREZ; OSCAR
RENE RAMIREZ; SAMANTHA CRYSTAL
RAMIREZ; NESTOR U. RICO; POLY RICO;
POLY H. RICO; LORENZA RIVERA;
MARIA ELENA RIVERA;
JUAN RODRIGUEZ; STELLA MARIS
ABRAHAN; BENJAMIN T. ACOSTA;
OLIVIA ALDRETE; PETER BENAVIDEZ;
ROBERT M. BENAVIDEZ; GILBERTO
DELGADO; ERIKA VILLCANA ESTRADA;
EDUARDO FIERRO; FRANCISCO JAVIER
GARCIA; LOURDES GARIBAY; EPITACIO

1 RUIZ GONZALES; GUADALUPE
2 GONZALES; JAVIER GONZALES, JR.;
3 JESUS GONZALES; JOSE D. GONZALES;
4 ROSA GONZALES; ROSA M. GONZALES;
5 ISMAEL GUZMAN; DAISY HERNANDEZ;
6 FERNANDO LLAMAS; IRENE LLAMAS;
7 PEGGY LUCAS; JOSE LUIS MACIEL;
8 MARIA A. MACIEL; JUANITA MARQUEZ;
9 CIRILO MARTINEZ; EMILIANO
10 MARTINEZ; ELVIA MEJIA; JOSE MEJIA;
11 ELVIA MEJILLA; GERONIMA NEVAREZ;
12 SERGIO ORTIZ; IRANI PONCE;
13 MARGARITA ACEVEDO QUINTANA;
14 MARCELO HERNANDEZ RAMIREZ;
15 ARLENE I. RAMOS; ELBA ROMO; HECTOR
16 J. ROMO; JONATHAN ROMO; SILVIA
17 ROMO; OLGA RUIZ; ANGEL SANCHEZ;
18 GILDA CHAPA SANCHEZ; MARIA E.
19 SANCHEZ; MARIA LETICIA SANCHEZ;
20 JORGE STOPANI; GUDELIA TERRAZAS;
21 JUANITA VANEGAS TORRES; NESTOR
22 ENRIQUE VALENCIA; NILZA VALENCIA;
23 RIGOBERTO VALENCIA; ANDREW
24 VASQUEZ; MARTINEZ RAUL VEGA;
25 MARIA DE LOS ANGELES VELEZ; GLORIA
26 VILLANUEVA; ARTRA VILLAREAL;
27 DARREN WILLIAMS; MARTIN AMEZCUA
28 ZAMORA; VANESSA H. ZERMENO;
CECILIA AGUILAR; MARIA DEL ROSARIO
ALCANTAR; ALICIA ALEMAN; CECILIA
ALEMAN; ISAAIAH ALEMAN; BRYANT
ALFARO; EVANGELIA ALFARO; JASMINE
ALFARO, a minor, by and through her guardian
ad litem; MIGUEL ALFARO; MIGUEL
ANGEL ALFARO, a minor, by and through his
guardian ad litem; JUAN DE DIOS
ALTAMIRANO, a minor, by and through his
guardian ad litem; NOMAS AMAYO;
SALVADOR ANDRADE; SERGIO ARANA;
VERONICA ARREOLA; KARINA AVILA;
LEONARDO AVILA; OSZALDO BAUTIZTA;
CRUZ BECERRA; RITA BIBIAN; ARACELI
CABRERA; ANGELICA CALDERON;
MARIA E. CASTILLO; MARIA
CERVANTES; VANESSA CHAIDEZ; PERLA
CORARRUBRAS; M. CURIEL; MENOR DE
EDAD; MARISOL JUAREZ DE LEON;
ABELARDO DELGADO; JUDITH
DELGADO; CARLOS DOMINZUEZ; MARIA
ELENA DUPONE; MARIA ELENA
ESPINOSA; MEYRA ESPINOSA, by and
through her guardian ad litem MARIA E.
ESPINOZA; CARLOS ESQUIZEL; DANIEL
FLOREZ; JOVANNI FLOREZ; RAMON
FLOREZ; MARISA GUADALUPE

1 GALLARDO; CONCEPCION GOMEZ; NORA
2 DALIA TORRES GOMEZ; BRYAN
3 GONZALES; DOMINGO GONZALES; JUAN
4 GONZALES; KEVIN GONZALES;
5 RANDOLPH GONZALES, a minor, by and
6 through his guardian ad litem; ROBERT
7 GONZALES; MADELINE GUERARA;
8 MARIA GUERARA; RAUL GUERARA;
9 SIERRA GUERARA; MARIA ANGELINA
10 RAMIREZ GUTIERRAZ; JOSE GUTIERREZ;
11 DANIEL HERRERA; ARACELI JIMENEZ;
12 FRANCISCO JAVIER JIMENEZ; GERARDO
13 JIMENEZ; JOSEFINA JIMENEZ; MARIA
14 TRINIDAD JIMENEZ; MARTHA OFELIA
15 JIMENEZ; RAUL JIMENEZ; RIGOBERTO
16 JIMENEZ; LETICIA LINAN; REVECA
17 LLAMOS; ARTURO LOPEZ; GUADALUPE
18 LOPEZ; ISAAC LOPEZ; KATSUMI L.
19 MIRALRIO LOPEZ; MATHEW LOPEZ;
20 NAHUM SANCHEZ LOPEZ; VINDIANA
21 LOPEZ; VIVIAN LOPEZ; KARY LOPEZ
22 MIRALRIO; EDWIN LOPEZ-PAZ; EVELYN
23 LOPEZ-PAZ; ITZEL LOPEZ-PAZ, a minor, by
24 and through his guardian ad litem; SIDNEY
25 LOPEZ-PAZ, a minor, by and through his
26 guardian ad litem; KIMBERLY LUNA;
27 MICHELLE LUNA; RAFAEL LUNA;
28 DANIEL MARTIN, by and through his guardian
ad litem, MARIA MARTIN; ALEXIS
MARTINEZ, by and through her guardian ad
litem, MARIA MARTINEZ; ANGEL N.
SANCHEZ
MARTINEZ; BARBARA MARTINEZ;
BOBBY JOE MARTINEZ; DOMINIC
MARTINEZ; FRANCISCA MARTINEZ;
FRANCISCO MARTINEZ; GABRIELA
MARTINEZ; JADE MARIE MARTINEZ, a
minor, by and through her guardian ad litem;
KARINA MARTINEZ; KHRIS A. SANCHEZ
MARTINEZ; RENI MARTINEZ, a minor, by
and through her guardian ad litem; ZIZTORINA
MARTINEZ; EDITH MENDOZA; ENRIQUE
LUIS MENDOZA; YESENIA MENDOZA;
JUDE ORTIZ, a minor, by and through her
guardian ad litem; MATTHEW ORTIZ;
RONNIE ORTIZ; ALEXIS JOSE PASTOR;
MAGZA PAZ; CANDACE PEINADO;
GUILLERMO A. PEREZ; ALFREDO
PLIEGO; REY PLIEGO; DENIS QUINONEZ;
BRAULIO RAMIREZ; CESAR RAMIREZ;
VERONICA RAMIREZ; URIEL RAMOS, by
and through her guardian ad litem CENOBIA
ROSALES PENALOZA; GILBERTO
RANGEL; MARIO LEON REYES;
SERZANDO ROBELS; GUADALUPE

1 ROSALES; MERCEDES ROSALES; KARLA
2 S. ROSGADO; KENDERICK ROSGADO;
3 ENRIQUE ORTEGA RUIZ; LORENZA
4 CARMEN RUIZ; MARTHA RUIZ; NORMA
5 RUIZ; DAVID SANCHEZ; HAILEY
6 SANCHEZ, a minor, by and through her
7 guardian ad litem; HAZELLE SANCHEZ, a
8 minor, by and through her guardian ad litem;
9 JUAN SANCHEZ; RICHARD SANTANA;
10 AARON SANTIBANEZ, a minor, by and
11 through his guardian ad litem; ENZO
12 SANTIBANEZ; JAVIER SANTIBANEZ;
13 RICARDO SANTIBANEZ; TALOMA
14 SANTIBANEZ; MARCOS SUENTES, a minor,
15 by and through his guardian ad litem;
16 DELORES TINAJERO; JOHN TINAJERO;
17 BLANCA TIRADO; ANA VIVIAN;
18 CAROLINE ZAVALA; CRISTIAN ZAVALA,
19 a minor, by and through his guardian ad litem;
20 JULIAN ZAVALA; RENAE ZAVALA;
21 AVAHI LOPEZ ZONIGA; KARINA LOPEZ
22 ZUNIGO; SERGIO FLORES (FATHER);
23 SERGIO FLORES (SON); NADIA OJEDA;
24 DELFINA P. PERALTA; ERNESTO
25 PERALTA; ADRIAN COLE TORRES, a
26 minor, by and through his guardian ad litem;
27 ALBERT MICHAEL BUSTAMANTE;
28 ANGELINA MARIE MORENO, a minor, by
and through her guardian ad litem;
FABIOLA LARA; LUIS LARA, JR.; JARED E.
LARA, a minor, by and through his guardian ad
litem, FABIOLA LARA; LUIS H. LARA;
MARIA MEDINA; ODALYZ ABREO, a minor
by and through her Guardian Ad Litem, REINA
TORRES; CRYSTAL ACEVES, an individual;
MICHAEL ACEVES, an individual; JESUS
ACOSTA, an individual; ANGEL AGUILAR, a
minor by and through his Guardian Ad Litem,
BLANCA MORENO; CYNTHIA AGUILAR,
an individual; EDWIN AGUILAR, an
individual; LUIGI AGUILAR, an individual;
CYNTHIA ALANIS, an individual; DENNIS
ALEJANDRE, a minor by and through her
Guardian Ad Litem, GABRIELA RAMOS;
MARTHA AMBRIZ, an individual; JUAN
LUIS ANGUIANO, a minor by and through his
Guardian Ad Litem, SONIA ANGUIANO;
KIMBERLY ANGUIANO, a minor by and
through her Guardian Ad Litem, SONIA
ANGUIANO; AVOREE ANTONIO, a minor by
and through her Guardian Ad Litem, ANDREA
LOPEZ; ANDY ARIZAGA, a minor by and
through his Guardian Ad Litem, MICHELLE
VERA; ERIKA AYON, an individual; LAURA
BANUELOS, an individual; YESENIA

1 BARAJAS, an individual; LEONNIDES JOSE
2 BARASA, a minor by and through his Guardian
3 Ad Litem, MARIA DEL CARMEN VASQUEZ;
4 DIANA BERNAL, an individual; NEMALYN
5 BUTAC, an individual; KAREN CALERO, an
6 individual; DNEEY CAMPOS, a minor by and
7 through her Guardian Ad Litem, JOANNA
8 HERNANDEZ; DNELL CAMPOS, a minor by
9 and through her Guardian Ad Litem, JOANNA
10 HERNANDEZ; ANA GARDENAS, an
11 individual; MARIA CASTILLO, an individual;
12 BREEHELEN CHAVEZ, a minor by and
13 through her Guardian Ad Litem, AMY UVERA;
14 JULIAN RICHARD CHAVEZ, an individual;
15 CHRISTIAN CORTEZ, a minor by and through
16 his Guardian Ad Litem, TERESA PENA;
17 RUBEN CORTEZ, an individual; MARIBEL
18 CRUZ, a minor by and through her Guardian Ad
19 Litem, MARIA CRUZ; MARISELA CRUZ, a
20 minor by and through her Guardian Ad Litem,
21 MARIA CRUZ; CHRISTIAN CURIMAO, a
22 minor by and through his Guardian Ad Litem,
23 KELLY CURIMAO; KELLY CURIMAO, an
24 individual; NEVAEH CURIMAO, a minor by
25 and through her Guardian Ad Litem,
26 NEMALYN BUTAC; KIMBERLY
27 CURIMAO-BUTAC, an individual; MARIA
28 DEUSTUA, an individual; JESSICA DIAZ, an
individual; JULIEANNA DURAN, an
individual; ADRIAN ESCAREGA, an
individual; PEDRO ESTRADA, an individual;
ESTHELA FERNANDEZ, an individual; ANA
FLORES, an individual; CARINA LIZETH
FLORES, an individual; JOSE FLORES, an
individual; KIMBERLY FLORES, an
individual; MICHELLE FLORES, an
individual; SALVADOR FLORES, a minor by
and through his Guardian Ad Litem, VIVIANA
OSATIO; ALEXA FORSYTHE, a minor by and
through her Guardian Ad Litem, JEFFREY
FORSYTHE; JEFFREY FORSYTHE, an
individual; ANA ROSA FRANCO, an
individual; ROBERTO FRANCO, an individual;
DAVID FUENTES, a minor by and through his
Guardian Ad Litem, ANA MARIA FLORES;
SERGIO FUENTES, an individual; SERGIO A.
FUENTES, an individual; JOSE GAITAN, a
minor by and through his Guardian Ad Litem,
YUNUE AMAYELI MAYA ARIAS; ANA
GALVES, an individual; AKEXABDRA
GARCIA, an individual; CHRISTHOPHER
GARCIA, a minor by and through his Guardian
Ad Litem, MARTA SANCHEZ; RUBEN
GARCIA, an individual; VANESSA GARCIA,
an individual; JENNIFER GOMEZ. an

1 individual; LESZLY GOMEZ, a minor by and
2 through her Guardian Ad Litem, MARIA
3 VELEZ; BRIAN GOMEZ, JR., a minor by and
4 through his Guardian Ad Litem, KAREN
5 CALERO; MARIA LUISA GONSALEZ, an
6 individual; AMY GUERRERO, a minor,
7 deceased by and through her Guardian Ad
8 Litem, YUNUE AMAYELI MAYA ARIAS;
9 ARMANDO GUERRERO, a minor by and
10 through his Guardian Ad Litem, BERTHA
11 ESTRADA; BRANDON GUERRERO, a minor
12 by and through his Guardian Ad Litem,
13 BERTHA ESTRADA; EVA GUERRERO, a
14 minor by and through her Guardian Ad Litem,
15 YUNUE AMAYELI MAYA ARIAS;
16 GUSTAVO HERNANDEZ, a minor by and
17 through his Guardian Ad Litem, RAQUEL
18 SANCHEZ; HERIBERTO HERNANDEZ, an
19 individual; HUMBERTO HERNANDEZ, an
20 individual; ISABEL HERNANDEZ, a minor by
21 and through her Guardian Ad Litem, WENDY
22 ORTIZ; JESSICA HERNANDEZ, an
23 individual; JESUS HERNANDEZ, a minor by
24 and through his Guardian Ad Litem, WENDY
25 ORTIZ; JOANNA HERNANDEZ, an
26 individual; MANUEL HERNANDEZ, an
27 individual; MIA HERNANDEZ, a minor by and
28 through her Guardian Ad Litem, HERIBERTO
HERNANDEZ; ROSA HERNANDEZ, a minor
by and through her Guardian Ad Litem,
RAQUEL SANCHEZ; SAUL HERNANDEZ,
an individual; SAUL HERNANDEZ, an
individual; VALERIA HERNANDEZ, a minor
by and through her Guardian Ad Litem,
GABRIELA RAMOS; ROOSEVELT
HUMPHREY, an individual; MARCOS
IBARRA, an individual; MARTHA LAURA
IBARRA, an individual; PEDRO IBARRA, an
individual; NATALIE JARAMILLO, a minor
by and through her Guardian Ad Litem,
JOANNA VELAZQUEZ; ANGEL JIMENEZ, a
minor by and through his Guardian Ad Litem,
MARICARMEN ZEPEDA; CARLOS
JIMENEZ, an individual; KARLA JIMENEZ, a
minor by and through her Guardian Ad Litem,
MARICARMEN ZEPEDA; ROSA LASCANO,
an individual; ALLISON LONA, a minor by and
through her Guardian Ad Litem, AZUCENA
LAGUNA; ARNOLD LONA, a minor by and
through his Guardian Ad Litem, AZUCENA
LAGUNA; ANDREA LOPEZ, an individual;
BILLY LOPEZ, a minor by and through his
Guardian Ad Litem, ALICIA MONCADA;
EDWIN LOPEZ, an individual; GABRIELLE
LOPEZ, a minor by and through her Guardian

1 Ad Litem, DALILIA MENDEZ; JESUS
2 LOPEZ, an individual; KAMILAH LOPEZ, a
3 minor by and through her Guardian Ad Litem,
4 OSMAR LOPEZ; KATIE LOPEZ, a minor by
5 and through her Guardian Ad Litem, OSMAR
6 LOPEZ; KENIA LOPEZ, a minor by and
7 through her Guardian Ad Litem, OSMAR
8 LOPEZ; MARILYN LOPEZ, a minor by and
9 through her Guardian Ad Litem, AREKY
10 MERINA; ISRAEL LORENZO, an individual;
11 PEDRO LUIS LORENZO, a minor by and
12 through his Guardian Ad Litem, LUZ MARIA
13 ROMAN; LINO LORENZO, decedent by and
14 through his successor in interest, PEDRO
15 LORENZO; PEDRO LORENZO, an individual;
16 VICTOR LUEVANOS, an individual;
17 GERARDO LUQUE, a minor by and through
18 his Guardian Ad Litem, ERIKA AYONS;
19 JESUS LUQUE, a minor by and through his
20 Guardian Ad Litem, ERIKA AYON; CAMILA
21 MAGANA, a minor by and through her
22 Guardian Ad Litem, KARINA DIAZ; LUNA
23 MAGANA, a minor by and through her
24 Guardian Ad Litem, KARINA DIAZ; DAVIAN
25 MARQUEZ, a minor by and through her
26 Guardian Ad Litem, RUTH M. TOLEDO;
27 ASHLEY MARTINEZ, an individual;
28 CLAUDIA MARTINEZ, a minor, deceased by
and through her Guardian Ad Litem, LURDES
VILLEGAS; JARINTZI MAYA, an individual;
NICHOLAS MAYA, an individual;
ALEJANDRO MEDINA, an individual;
CHERYLE MEDINA, an individual;
GONSALO MEDRANO, an individual; ALIZE
MEJIA, a minor by and through her Guardian
Ad Litem, JACKIE PEREZ; BELLA MEJIA, a
minor by and through her Guardian Ad Litem,
JOSALYN PEREZ; BRIAN MEJIA, an
individual; NICOLE MEJIA, an individual;
JUAN MENDEZ, an individual; ALEXANDRO
MERAZ, an individual; ALICIA MONCADA,
an individual; ARTURO MONTERO, an
individual; JIMMY MORALES, JR., a minor by
and through his Guardian Ad Litem, VANESSA
GARCIA; JIMMY MORALES, an individual;
JOVITA MORALES, an individual; BLANCA
MORENO, an individual; CLAUDIA
MORENO, an individual; RAFAEL
NARANJO, an individual; JOEY
NAVARETTE, an individual; MARTHA
NEVARES, an individual; KAITLYN
NOGUERA, a minor by and through her
Guardian Ad Litem, EVA SEGURA; BRENDA
NUNEZ, an individual; GERARDO NUNEZ, an
individual; GERMAN NUNEZ, an individual;

1 ISAAC OCHOA, a minor by and through his
Guardian Ad Litem, AMY UVERA; MARIA
2 OCHOA, an individual; ANGEL ORTIZ, a
minor by and through his Guardian Ad Litem;
3 WENDY ORTIZ; DARLENE ORTIZ, an
individual; STEPHANIE ORTIZ, a minor by
4 and through her Guardian Ad Litem, WENDY
ORTIZ; VIVIANA OSORIO, an individual;
5 BRYSEN PALOMAREA, a minor by and
through his Guardian Ad Litem, CHERYLE
6 MEDINA; JESSICA PARENTE, an individual;
NORDIS PARENTE, an individual; CARMEN
7 PAVIA, an individual; JERRY PAVIA, an
individual; TERESA PENA, an individual;
8 ANA PEREIRA, an individual; CLAUDIA
PEREIRA, an individual; JACKIE PEREZ, an
9 individual; JAYLEEN PEREZ, a minor by and
through her Guardian Ad Litem, JACKIE
10 PEREZ; ALEXIS RAMIREA, a minor by and
through his Guardian Ad Litem, YESENIA
11 RAMOS; ANGEL RAMIREZ, a minor by and
through his Guardian Ad Litem, YESENIA
12 RAMOS; KENNETH RAMIREZ, a minor by
and through his Guardian Ad Litem, YESENIA
13 RAMOS; OLIVIA RAMIREZ, a minor by and
through her Guardian Ad Litem, SELINA
14 RAMIREZ; OSARK RAMIREZ, an individual;
SELINA RAMIREZ, an individual; GABRIELA
15 RAMOS, an individual; ALICIA RANGEL, an
individual; DAISY RENTERIA, a minor by and
16 through her Guardian Ad Litem, VANESSA
RODRIGUEZ; DESTINY RENTERIA, a minor
17 by and through her Guardian Ad Litem,
VANESSA RODRIGUEZ; JUAN RENTERIA,
18 an individual; FLOR REYES, an individual;
JEREMY REYES, a minor by and through his
19 Guardian Ad Litem, CYNTHIA AGUILAR;
SAMANTHA REYES, a minor by and through
20 her Guardian Ad Litem, CYNTHIA AGUILAR;
ISAI RINCON, a minor by and through his
21 Guardian Ad Litem, ALMA VARGAS;
AUDRINA RIOS, a minor by and through her
22 Guardian Ad Litem, MARIA CASTILLO;
BRANDY RIOS, a minor by and through her
23 Guardian Ad Litem, MARIA CASTILLO;
ELIJAH RIOS, a minor by and through his
24 Guardian Ad Litem, MARIA CASTILLO;
MATTHEW RIOS, a minor by and through his
25 Guardian Ad Litem, MARIA CASTILLO;
NATALIA RIOS, a minor by and through her
26 Guardian Ad Litem, MARIA CASTILLO;
PRINCESS SERINA RIOS, a minor by and
27 through her Guardian Ad Litem, MARIA
CASTILLO; BRANDON RIOS, decedent by
28 and through his successor in interest, MARIA

1 CASTILLO; RAFAEL RODRIGO, an
individual; VALERIA RODRIGUEZ, an
2 individual; VANESSA RODRIGUEZ, an
individual; STEPHEN ROJAS, an individual;
3 LUZ MARIA ROMAN, an individual; LUCIA
ROMO, an individual; ANTHONY ROSALES,
4 a minor by and through his Guardian Ad Litem,
ALICIA JURADO; ASHLEY ROSALES, an
5 individual; HECTOR ROSALES, a minor by
and through his Guardian Ad Litem, ALICIA
6 JURADO; ONNIKA ROSALES, a minor by
and through her Guardian Ad Litem, ALICIA
7 JURADO; ARIEL SALINAS, a minor by and
through his Guardian Ad Litem, LAURA
8 BANUELOS; KING ISAIAH SALINAS, a
minor by and through his Guardian Ad Litem,
9 LAURA BANUELOS; RUBEN SALINAS, a
minor by and through his Guardian Ad Litem,
10 LAURA BANUELOS; RAQUEL SANCHEZ,
an individual; ANGEL SANDOVAL, a minor
11 by and through his Guardian Ad Litem,
TERESA PENA; ADRIEN SEGURA, a minor
12 by and through his Guardian Ad Litem,
BRENDA VELA; CHRISTOPHER SEGURA, a
13 minor by and through his Guardian Ad Litem,
EVA SEGURA; HUMBERTO SEGURA, a
14 minor by and through his Guardian Ad Litem,
BRENDA VELA; VALERIE SEGURA, a
15 minor by and through her Guardian Ad Litem,
BRENDA VELA; JUSTINE SERGIO, an
16 individual; ANTHONY SORIANO, an
individual; ROGER SORIANO, an individual;
17 BRIAN TAPIA, an individual; RUTH
TOLEDO, an individual; HAILEY TORREZ-
18 ORASCO, a minor by and through her Guardian
Ad Litem, REINA TORRES; EBONY
19 TOSCANO, a minor by and through her
Guardian Ad Litem, ELENA IBARRA;
20 JANEIRA TOSCANO, an individual; URIEL
TOVAR, an individual; KEVAN URGUILLA, a
21 minor by and through his Guardian Ad Litem,
NATALIE DIAZ; AMY UVERA, an individual;
22 FATIMA JASMIN VARAJAS, a minor by and
through her Guardian Ad Litem, GRISELDA
23 VARAJAS; GRISELDA VARAJAS, an
individual; MARTIN VARAJAS, an individual;
24 MARTIN VALENSI VARAJAS, an individual;
ALEN VARGAS, a minor by and through his
25 Guardian Ad Litem, ALMA VARGAS; ALMA
VARGAS, an individual; ANGEL VARGAS, an
26 individual; CHRISTIAN VARGAS, an
individual; MARK VARGAS, a minor by and
27 through his Guardian Ad Litem, RUBEN
VARGAS QUIROGA; RUBEN VARGAS
28 QUIROGA, an individual; VALARIE

1 VARGAS, an individual; RUBEN VARGAS-
2 GARCIA, an individual; ANTONIO
3 VASQUEZ, a minor by and through his
4 Guardian Ad Litem, MARIA DEL CARMEN
5 VASQUEZ; CARLOS VASQUEZ, a minor by
6 and through his Guardian Ad Litem, MARIA
7 DEL CARMEN VASQUEZ; MARIA DEL
8 CARMEN VASQUEZ, an individual;
9 MICHELLE VASQUEZ, a minor by and
10 through her Guardian Ad Litem,
11 MARICARMEN ZEPEDA; JOSE P.
12 VELASQUEZ, an individual; JOSE J.
13 VELASQUEZ, a minor by and through his
14 Guardian Ad Litem, JULIEANNE DURAN;
15 ALEJO VELEZ, an individual; MARIA
16 VELEZ, an individual; JOHNNY VERA, a
17 minor by and through his Guardian Ad Litem,
18 MICHELLE VERA; NATHALIE VERA, a
19 minor by and through her Guardian Ad Litem,
20 MICHELLE VERA; FERNANDO VERGARA,
21 a minor by and through his Guardian Ad Litem,
22 CLAUDIA MORENO; MATTHEW WADE, a
23 minor by and through his Guardian Ad Litem,
24 YENI RIVERA; MARIA ZEPEDA, an
25 individual; MARICARMEN ZEPEDA, an
26 individual; JESUS CAMPAS, an individual;

27 Plaintiff,

28 v.

29 EXIDE TECHNOLOGIES; JAMES R.
30 BOLCH; PHILLIP DAMASKA; ED MOPAS;
31 JOHN HOGARTH; R. PAUL HIRT, JR;
32 ADVANCED CONSTRUCTORS CORP.
33 (formerly named as DOE 1); RANDAL
34 BROWN (formerly named as DOE 2);
35 RANDAL BROWN, II (formerly named as
36 DOE 3), and DOES 4 to 100, inclusive,,

37 Defendants.

38 And All Consolidated Cases

39 ///

40 ///

41 ///

42 ///

1 COME NOW PLAINTIFFS, ALAN SALVADOR AGUIRRE, a minor, by and through his
2 guardian ad litem, JOSE ISABEL AGUIRRE; GUSTAVO ARIAS, a minor, by and through his
3 guardian ad litem, MARIA ARIAS; JOCELYN AVILA, a minor, by and through her guardian ad
4 litem, ANA MONTERO; ELIZABETH BELTRAN, a minor, by and through her guardian ad litem,
5 KARLA PARRA; ANGEL CABRERA, a minor, by and through his guardian ad litem, EMANUEL
6 CABRERA; THOMAS CABRERA, a minor, by and through his guardian ad litem, EMANUEL
7 CABRERA; VICENTE CABRERA, a minor, by and through his guardian ad litem, EMANUEL
8 CABRERA; JOSE MANUEL CALDERON, a minor, by and through his guardian ad litem, ELOISA
9 JARAMILLO; EDWARD JOSEPH CANO, a minor, by and through his guardian ad litem,
10 THERESA JOSIE CANO; GEORGINA J. CHANG, a minor, by and through her guardian ad litem,
11 VERONICA CHANG; SAMANTHA CHANG, a minor, by and through her guardian ad litem,
12 VERONICA CHANG; AHILYN CUMPLIDO, a minor, by and through her guardian ad litem,
13 MARIA VALENCIA; CRUZ CURIEL, a minor, by and through his guardian ad litem, LUCY
14 CESENA CURIEL; CARMEN FELIX-DISCUSSION, a minor, by and through her guardian ad litem,
15 ELIZABETH FELIX DISCUSSION; BRASCOMBE FLORES, a minor, by and through his guardian
16 ad litem, GABRIELA FLORES; LESLY FLORES, a minor, by and through her guardian ad litem,
17 RODRIGO FLORES; EMILY GABION, a minor, by and through her guardian ad litem, LINDA
18 GONZALES; JAYCOB GAONA, a minor, by and through his guardian ad litem, ALEJANDRA
19 HUSMAN; JAVIER GARCIA, a minor, by and through his guardian ad litem, GUADALUPE
20 ERENAS; JESSIE EMANUEL GOMEZ, a minor, by and through his guardian ad litem, AZUCENA
21 MORALES; BRYAN GONZALES, a minor, by and through his guardian ad litem, JUANA
22 LORENZO; ISRAEL GONZALES, a minor, by and through his guardian ad litem, VICTORIA
23 LEON; JOSE MARIA GUTIERREZ, a minor, by and through his guardian ad litem, ANA
24 AGUILERA; ISABELLA HERNANDEZ, a minor, by and through her guardian ad litem, MELISSA
25 MENDOZA; JENNIFER HERNANDEZ, a minor, by and through her guardian ad litem, MARTHA
26 RODRIGUEZ; JIMMY HERNANDEZ, a minor, by and through his guardian ad litem, MARTHA
27 RODRIGUEZ; KAREN HERNANDEZ, a minor, by and through her guardian ad litem, MARTHA
28 RODRIGUEZ; EMMANUEL JIMENEZ, a minor, by and through his guardian ad litem, DOLORES

1 SANTOS; BRANDIE N. LLAMAS, a minor, by and through her guardian ad litem, SILVIA
2 LLAMAS; ELI M. LOPEZ, a minor, by and through her guardian ad litem, IMELDA ESPARZA;
3 IZKOATL ANGULO LOPEZ, a minor, by and through his guardian ad litem, DIANA LOPEZ; JOSE
4 DANILO DE ALBA LOPEZ, a minor, by and through his guardian ad litem, SONIA LOPEZ;
5 SULEMA SAMANTHA LOPEZ, a minor, by and through her guardian ad litem, MARIA
6 GUADALUPE LOPEZ; RICARDO MAGANO, a minor, by and through his guardian ad litem, JOSE
7 LUIS MAGANO; LYANNA MARTIN, a minor, by and through her guardian ad litem, MARCO
8 ANTONIO MARTIN; HECTOR MATA, JR., a minor, by and through his guardian ad litem, MARIA
9 QUIRARTE; JACOB IAN MEDEL, a minor, by and through his guardian ad litem, EDUARDO
10 MEDEL; MARISOL MENDOZA, a minor, by and through her guardian ad litem, MARIA ELENA
11 RIVERA; ALLIANA CECILIA MORENO, a minor, by and through her guardian ad litem, MARIA
12 E. SANCHEZ; JOHNNIE A. MORENO, a minor, by and through his guardian ad litem, MARIA E.
13 SANCHEZ; JOVANNIE MATHEW MORENO, a minor, by and through his guardian ad litem,
14 MARIA E. SANCHEZ; SAVANNAH MORFIN, a minor, by and through her guardian ad litem,
15 MARINA MORFIN; JORGE L. NAVARRO, by and through his guardian ad litem, EDELMIRA
16 MORALES; CARLOS ORTIZ, a minor, by and through his guardian ad litem, HORTENCIA ORTIZ;
17 EDILBER PALACIOS, a minor, by and through his guardian ad litem, NESTOR PALACIOS;
18 NATALIA PAZ, a minor, by and through her guardian ad litem, MARIA QUIRARTE; ANDY
19 PEREZ, a minor, by and through his guardian ad litem, MACIEL PEREZ; COREY PEREZ, a minor,
20 by and through his guardian ad litem, MACIEL PEREZ; DIEGO ALEXANDER PEREZ, a minor, by
21 and through his guardian ad litem, SIRIA GUZMAN; LEILANI PEREZ, a minor, by and through her
22 guardian ad litem, ALICIA MACIEL PEREZ; ALEXIS PONCE, a minor, by and through her
23 guardian ad litem, SILVIA ROMO; ESPERANZA N. PORTILLO, a minor, by and through her
24 guardian ad litem, GERARDO PORTILLO; ASHLEY RAMIREZ, a minor, by and through her
25 guardian ad litem, ANGELICA CARDENAS; KARLA RAMIREZ, a minor, by and through her
26 guardian ad litem, ANGELICA MACIAS CARDENAS; MARY JANE RAMIREZ, a minor, by and
27 through her guardian ad litem, JOSE RAMIREZ; AUDRINA RIOS, a minor, by and through her
28 guardian ad litem, MARIA E. CASTILLO; ELIYAH RIOS, a minor, by and through his guardian ad

1 litem, MARIA E. CASTILLO; EDUARDO SANCHEZ, a minor, by and through his guardian ad
2 litem, MARIA CARRERA; ELIZABETH SANCHEZ, a minor, by and through her guardian ad litem,
3 MARIA CARRERA; PATRICIO SOTO, a minor, by and through his guardian ad litem, RICHARD
4 A. SOTO; THEO VINCENT URISTA, a minor, by and through his guardian ad litem, MARIA
5 ELENA DIAZ; SARAH VALENCIA, a minor, by and through her guardian ad litem, NESTOR
6 VALENCIA; SYDNEY VALENCIA, a minor, by and through her guardian ad litem, NESTOR
7 VALENCIA; ABRAHAM RAMON VILLA OSORIO, a minor, by and through his guardian ad litem,
8 LILIA OSORIO MENDOZA; MICHAEL ZERMENO, a minor, by and through his guardian ad litem,
9 MONICA ZERMENO; MARIA ELENA BARRON, decedent by and through her successor in
10 interest, CARLOS M. BARRON; ERNESTINA CERVANTES BAUTISTA HERNANDEZ, decedent
11 by and through her successor in interest, CARMEN BUENROSTRO; SALVADOR BUENROSTRO,
12 decedent by and through his successor in interest, CARMEN BUENROSTRO; PATRICIA
13 CONTRERAS, decedent by and through her successors in interest, FERNANDO LOPEZ and
14 ESTHER LLAMAS; JUAN JOSE GUDINO, decedent by and through his successor in interest,
15 ORALIA GUDINO; IVONNE GUILLEN, decedent by and through her successor in interest, RUTH
16 LARA; PAULA JIMENEZ, decedent by and through her successor in interest, EVA JIMENEZ;
17 HERMINIA LEON, decedent by and through her successor in interest, JOSE MEJIA; TERESA
18 LOPEZ, decedent by and through her successor in interest, MIGUEL ANGEL LOPEZ; HILDA
19 MENDOZA, decedent by and through her successor in interest, JOSE MENDOZA; FLORENTINO
20 MORENO, decedent by and through his successor in interest, MARIA E. SANCHEZ; RICARDO
21 VAZQUEZ, decedent by and through her successor in interest, MARCELA SOSA; THOMAS
22 LOPEZ; MARIA CRUZ ACENEDO; CARLOS M. BARRON; HERIBERTO BLANCAS;
23 ARMANDO BUELNA; DAISY ASHLEY BUELNA; GLORIA BUELNA; PAULO CESAR
24 BUELNA; CARMEN BUENROSTO; EMANUEL CABRERA; THERESA JOSIE CANO;
25 ANGELICA MACIAS CARDENAS; BARBARA CASQUINO; DANIEL CASQUINO; RUTH
26 CASQUINO; FRANCISCA CONTRERAS CERVANTES; GUADALUPE CONTRERAS
27 CERVANTES; GEORGE CHANG; VERONICA IRENE CHANG; MIGUEL ANGEL
28 CONTRERAS (FATHER); MIGUEL ANGEL CONTRERAS (SON); ROSARIO CONTRERAS;

1 LUISA MARIA CORRANZA; LUCY CESENA CURIEL; FRANK DISCUSSION; IMELDA
2 ESPARZA; FERNANDO GONZALEZ ESPINOSA; ALICIA ESQUIVEL; JOSE FARIAS; LETICIA
3 FARIAS; CLEO GARCIA; PABLO GOMEZ; EDITH GONZALES; JOE GONZALES; MIKE
4 GONZALES; ALMA FLORES GONZALEZ; IVAN LOPEZ; MIGUEL ANGEL LOPEZ; JOSE
5 MENDOZA; RODRIGUEZ MELANIA MORA; AZAEL MUNGUIA; NATALY MUNGUIA;
6 JESUS PLASCENCIA; JUAN PLASCENCIA; VICTOR DIAZ RAMIREZ; LUCILLE FARFAN
7 RAMOS; MARY ELENA RODRIGUEZ; YANITZA ROSAS; ALICIA TREJO; DANIELA
8 URISTA; ESMERALDA GONZALEZ VANEGAS; ALMA E. HERNANDEZ; ANTONIO DAVILA
9 (FATHER); ANTONIO DAVILA (SON); RAMONA DAVILA; EVANGELIA GONZALES; JOE
10 GONZALES; LINDA GONZALES; SOPHIA GONZALES; VERONICA GONZALES; OLIVER
11 GUDINO; ORALIA GUDINO; SOCORRO VALENCIA GUERRERO; JOSE ANTONIO
12 GUTIERREZ; JOSE LUIS GUTIERREZ; KARINA HERNANDEZ GUTIERREZ; MICHELLE D.
13 GUTIERREZ; JOAQUIN GUZMAN; CARLOS HERNANDEZ; ELIZABETH HERNANDEZ;
14 ALEJANDRA HUSMAN; CARLOS HUSMAN; OMAR HUSMAN; BRIANNA IBARRA; MARIE
15 LANDEROS; ALEXANDRINA LARA; GUADALUPE LEON; MARIA G. LOPEZ; JOSE LUIS
16 CARLOS MACIAS; ZOILA NOEMI MAGANA; JOSE MAGANO; JOSE LUIS MAGANO;
17 BALDOMERO MARROQUIN; MARCO ANTONIO MARTIN; GABRIEL MARTINEZ;
18 ARMANDO MARTOS; CYNTHIA MARTOS; INDIKIA McKENLEY; ESPERANZA MEDINA;
19 FIDENCIO MEDINA; YOLANDA MEDINA; LUZ MENDOZA; ALEJANDRO MERAS; ABDON
20 MERCADO; RAMON MEDINA MOJARRO; GEORGE MONTANO; MARTINEZ ROMINA
21 MORA; MARIO MORALES; JIBERTO MORENO; MANUEL MORFIN; MARINA MORFIN;
22 ANICETO MUNOZ; ODILON MUNOZ; ASCENSION OCHOA; ANA ROSA PADILLA; DANIEL
23 AARON PEREZ; DOLOREZ PEREZ; ANA PLASCENCIA; VICTOR PULIDO; ERNESTO
24 RAMIREZ; MARIA DEL CARMEN RAMIREZ; OSCAR RENE RAMIREZ; SAMANTHA
25 CRYSTAL RAMIREZ; NESTOR U. RICO; POLY RICO; POLY H. RICO; LORENZA RIVERA;
26 MARIA ELENA RIVERA; JUAN RODRIGUEZ; STELLA MARIS ABRAHAN; BENJAMIN T.
27 ACOSTA; OLIVIA ALDRETE; PETER BENAVIDEZ; ROBERT M. BENAVIDEZ; GILBERTO
28 DELGADO; ERIKA VILICANA ESTRADA; EDUARDO FIERRO; FRANCISCO JAVIER

1 GARCIA; LOURDES GARIBAY; EPITACIO RUIZ GONZALES; GUADALUPE GONZALES;
2 JAVIER GONZALES, JR.; JESUS GONZALES; JOSE D. GONZALES; ROSA GONZALES; ROSA
3 M. GONZALES; ISMAEL GUZMAN; DAISY HERNANDEZ; FERNANDO LLAMAS; IRENE
4 LLAMAS; PEGGY LUCAS; JOSE LUIS MACIEL; MARIA A. MACIEL; JUANITA MARQUEZ;
5 CIRILO MARTINEZ; EMILIANO MARTINEZ; ELVIA MEJIA; JOSE MEJIA; ELVIA MEJILLA;
6 GERONIMA NEVAREZ; SERGIO ORTIZ; IRANI PONCE; MARGARITA ACEVEDO
7 QUINTANA; MARCELO HERNANDEZ RAMIREZ; ARLENE I. RAMOS; ELBA ROMO;
8 HECTOR J. ROMO; JONATHAN ROMO; SILVIA ROMO; OLGA RUIZ; ANGEL SANCHEZ;
9 GILDA CHAPA SANCHEZ; MARIA E. SANCHEZ; MARIA LETICIA SANCHEZ; JORGE
10 STOPANI; GUDIELIA TERRAZAS; JUANITA VANEGAS TORRES; NESTOR ENRIQUE
11 VALENCIA; NILZA VALENCIA; RIGOBERTO VALENCIA; ANDREW VASQUEZ; MARTINEZ
12 RAUL VEGA; MARIA DE LOS ANGELES VELEZ; GLORIA VILLANUEVA; ARTRA
13 VILLAREAL; DARREN WILLIAMS; MARTIN AMEZCUA ZAMORA; VANESSA H.
14 ZERMENO; CECILIA AGUILAR; MARIA DEL ROSARIO ALCANTAR; ALICIA ALEMAN;
15 CECILIA ALEMAN; ISAAIAH ALEMAN; BRYANT ALFARO; EVANGELIA ALFARO;
16 JASMINE ALFARO, a minor, by and through her guardian ad litem; MIGUEL ALFARO; MIGUEL
17 ANGEL ALFARO, a minor, by and through his guardian ad litem; JUAN DE DIOS ALTAMIRANO,
18 a minor, by and through his guardian ad litem; NOMAS AMAYO; SALVADOR ANDRADE;
19 SERGIO ARANA; VERONICA ARREOLA; KARINA AVILA; LEONARDO AVILA; OSZALDO
20 BAUTIZTA; CRUZ BECERRA; RITA BIBIAN; ARACELI CABRERA; ANGELICA CALDERON;
21 MARIA E. CASTILLO; MARIA CERVANTES; VANESSA CHAIDEZ; PERLA CORARRUBRAS;
22 M. CURIEL; MENOR DE EDAD; MARISOL JUAREZ DE LEON; ABELARDO DELGADO;
23 JUDITH DELGADO; CARLOS DOMINZUEZ; MARIA ELENA DUPONE; MARIA ELENA
24 ESPINOSA; MEYRA ESPINOSA, by and through her guardian ad litem MARIA E. ESPINOZA;
25 CARLOS ESQUIZEL; DANIEL FLOREZ; JOVANNI FLOREZ; RAMON FLOREZ; MARISA
26 GUADALUPE GALLARDO; CONCEPCION GOMEZ; NORA DALIA TORRES GOMEZ;
27 BRYAN GONZALES; DOMINGO GONZALES; JUAN GONZALES; KEVIN GONZALES;
28 RANDOLPH GONZALES, a minor, by and through his guardian ad litem; ROBERT GONZALES;

1 MADELINE GUERARA; MARIA GUERARA; RAUL GUERARA; SIERRA GUERARA; MARIA
2 ANGELINA RAMIREZ GUTIERRAZ; JOSE GUTIERREZ; DANIEL HERRERA; ARACELI
3 JIMENEZ; FRANCISCO JAVIER JIMENEZ; GERARDO JIMENEZ; JOSEFINA JIMENEZ;
4 MARIA TRINIDAD JIMENEZ; MARTHA OFELIA JIMENEZ; RAUL JIMENEZ; RIGOBERTO
5 JIMENEZ; LETICIA LINAN; REVECA LLAMOS; ARTURO LOPEZ; GUADALUPE LOPEZ;
6 ISAAC LOPEZ; KATSUMI L. MIRALRIO LOPEZ; MATHEW LOPEZ; NAHUM SANCHEZ
7 LOPEZ; VINDIANA LOPEZ; VIVIAN LOPEZ; KARY LOPEZ MIRALRIO; EDWIN LOPEZ-PAZ;
8 EVELYN LOPEZ-PAZ; ITZEL LOPEZ-PAZ, a minor, by and through his guardian ad litem;
9 SIDNEY LOPEZ-PAZ, a minor, by and through his guardian ad litem; KIMBERLY LUNA;
10 MICHELLE LUNA; RAFAEL LUNA; DANIEL MARTIN, by and through his guardian ad litem,
11 MARIA MARTIN; ALEXIS MARTINEZ, by and through her guardian ad litem, MARIA
12 MARTINEZ; ANGEL N. SANCHEZ MARTINEZ; BARBARA MARTINEZ; BOBBY JOE
13 MARTINEZ; DOMINIC MARTINEZ; FRANCISCA MARTINEZ; FRANCISCO MARTINEZ;
14 GABRIELA MARTINEZ; JADE MARIE MARTINEZ, a minor, by and through her guardian ad
15 litem; KARINA MARTINEZ; KHRIS A. SANCHEZ MARTINEZ; RENI MARTINEZ, a minor, by
16 and through her guardian ad litem; ZIZTORINA MARTINEZ; EDITH MENDOZA; ENRIQUE LUIS
17 MENDOZA; YESENIA MENDOZA; JUDE ORTIZ, a minor, by and through her guardian ad litem;
18 MATTHEW ORTIZ; RONNIE ORTIZ; ALEXIS JOSE PASTOR; MAGZA PAZ; CANDACE
19 PEINADO; GUILLERMO A. PEREZ; ALFREDO PLIEGO; REY PLIEGO; DENIS QUINONEZ;
20 BRAULIO RAMIREZ; CESAR RAMIREZ; VERONICA RAMIREZ; URIEL RAMOS, by and
21 through her guardian ad litem CENOBIA ROSALES PENALOZA; GILBERTO RANGEL; MARIO
22 LEON REYES; SERZANDO ROBELS; GUADALUPE ROSALES; MERCEDES ROSALES;
23 KARLA S. ROSGADO; KENDERICK ROSGADO; ENRIQUE ORTEGA RUIZ; LORENZA
24 CARMEN RUIZ; MARTHA RUIZ; NORMA RUIZ; DAVID SANCHEZ; HAILEY SANCHEZ, a
25 minor, by and through her guardian ad litem; HAZELLE SANCHEZ, a minor, by and through her
26 guardian ad litem; JUAN SANCHEZ; RICHARD SANTANA; AARON SANTIBANEZ, a minor, by
27 and through his guardian ad litem; ENZO SANTIBANEZ; JAVIER SANTIBANEZ; RICARDO
28 SANTIBANEZ; TALOMA SANTIBANEZ; MARCOS SUENTES, a minor, by and through his

1 guardian ad litem; DELORES TINAJERO; JOHN TINAJERO; BLANCA TIRADO; ANA VIVIAN;
2 CAROLINE ZAVALA; CRISTIAN ZAVALA, a minor, by and through his guardian ad litem;
3 JULIAN ZAVALA; RENAE ZAVALA; AVAHI LOPEZ ZONIGA; KARINA LOPEZ ZUNIGO;
4 SERGIO FLORES (FATHER); SERGIO FLORES (SON); NADIA OJEDA; DELFINA P.
5 PERALTA; ERNESTO PERALTA; ADRIAN COLE TORRES, a minor, by and through his guardian
6 ad litem; ALBERT MICHAEL BUSTAMANTE; ANGELINA MARIE MORENO, a minor, by and
7 through her guardian ad litem; FABIOLA LARA; LUIS LARA, JR.; JARED E. LARA, a minor, by
8 and through his guardian ad litem, FABIOLA LARA; LUIS H. LARA; MARIA MEDINA; ODALYZ
9 ABREO, a minor by and through her Guardian Ad Litem, REINA TORRES; CRYSTAL ACEVES,
10 an individual; MICHAEL ACEVES, an individual; JESUS ACOSTA, an individual; ANGEL
11 AGUILAR, a minor by and through his Guardian Ad Litem, BLANCA MORENO; CYNTHIA
12 AGUILAR, an individual; EDWIN AGUILAR, an individual; LUIGI AGUILAR, an individual;
13 CYNTHIA ALANIS, an individual; DENNIS ALEJANDRE, a minor by and through her Guardian
14 Ad Litem, GABRIELA RAMOS; MARTHA AMBRIZ, an individual; JUAN LUIS ANGUIANO, a
15 minor by and through his Guardian Ad Litem, SONIA ANGUIANO; KIMBERLY ANGUIANO, a
16 minor by and through her Guardian Ad Litem, SONIA ANGUIANO; AVOREE ANTONIO, a minor
17 by and through her Guardian Ad Litem, ANDREA LOPEZ; ANDY ARIZAGA, a minor by and
18 through his Guardian Ad Litem, MICHELLE VERA; ERIKA AYON, an individual; LAURA
19 BANUELOS, an individual; YESENIA BARAJAS, an individual; LEONNIDES JOSE BARASA, a
20 minor by and through his Guardian Ad Litem, MARIA DEL CARMEN VASQUEZ; DIANA
21 BERNAL, an individual; NEMALYN BUTAC, an individual; KAREN CALERO, an individual;
22 DNEEY CAMPOS, a minor by and through her Guardian Ad Litem, JOANNA HERNANDEZ;
23 DNELL CAMPOS, a minor by and through her Guardian Ad Litem, JOANNA HERNANDEZ; ANA
24 CARDENAS, an individual; MARIA CASTILLO, an individual; BREEHELEN CHAVEZ, a minor
25 by and through her Guardian Ad Litem, AMY UVERA; JULIAN RICHARD CHAVEZ, an
26 individual; CHRISTIAN CORTEZ, a minor by and through his Guardian Ad Litem, TERESA PENA;
27 RUBEN CORTEZ, an individual; MARIBEL CRUZ, a minor by and through her Guardian Ad Litem,
28 MARIA CRUZ; MARISELA CRUZ, a minor by and through her Guardian Ad Litem, MARIA

1 CRUZ; CHRISTIAN CURIMAO, a minor by and through his Guardian Ad Litem, KELLY
2 CURIMAO; KELLY CURIMAO, an individual; NEVAEH CURIMAO, a minor by and through her
3 Guardian Ad Litem, NEMALYN BUTAC; KIMBERLY CURIMAO-BUTAC, an individual; MARIA
4 DEUSTUA, an individual; JESSICA DIAZ, an individual; JULIEANNA DURAN, an individual;
5 ADRIAN ESCAREGA, an individual; PEDRO ESTRADA, an individual; ESTHELA FERNANDEZ,
6 an individual; ANA FLORES, an individual; CARINA LIZETH FLORES, an individual; JOSE
7 FLORES, an individual; KIMBERLY FLORES, an individual; MICHELLE FLORES, an individual;
8 SALVADOR FLORES, a minor by and through his Guardian Ad Litem, VIVIANA OSATIO;
9 ALEXA FORSYTHE, a minor by and through her Guardian Ad Litem, JEFFREY FORSYTHE;
10 JEFFREY FORSYTHE, an individual; ANA ROSA FRANCO, an individual; ROBERTO FRANCO,
11 an individual; DAVID FUENTES, a minor by and through his Guardian Ad Litem, ANA MARIA
12 FLORES; SERGIO FUENTES, an individual; SERGIO A. FUENTES, an individual; JOSE GAITAN,
13 a minor by and through his Guardian Ad Litem, YUNUE AMAYELI MAYA ARIAS; ANA
14 GALVES, an individual; AKEXABDRA GARCIA, an individual; CHRISTHOPHER GARCIA, a
15 minor by and through his Guardian Ad Litem, MARTA SANCHEZ; RUBEN GARCIA, an
16 individual; VANESSA GARCIA, an individual; JENNIFER GOMEZ, an individual; LESZLY
17 GOMEZ, a minor by and through her Guardian Ad Litem, MARIA VELEZ; BRIAN GOMEZ, JR., a
18 minor by and through his Guardian Ad Litem, KAREN CALERO; MARIA LUISA GONSALEZ, an
19 individual; AMY GUERRERO, a minor, deceased by and through her Guardian Ad Litem, YUNUE
20 AMAYELI MAYA ARIAS; ARMANDO GUERRERO, a minor by and through his Guardian Ad
21 Litem, BERTHA ESTRADA; BRANDON GUERRERO, a minor by and through his Guardian Ad
22 Litem, BERTHA ESTRADA; EVA GUERRERO, a minor by and through her Guardian Ad Litem,
23 YUNUE AMAYELI MAYA ARIAS; GUSTAVO HERNANDEZ, a minor by and through his
24 Guardian Ad Litem, RAQUEL SANCHEZ; HERIBERTO HERNANDEZ, an individual;
25 HUMBERTO HERNANDEZ, an individual; ISABEL HERNANDEZ, a minor by and through her
26 Guardian Ad Litem, WENDY ORTIZ; JESSICA HERNANDEZ, an individual; JESUS
27 HERNANDEZ, a minor by and through his Guardian Ad Litem, WENDY ORTIZ; JOANNA
28 HERNANDEZ, an individual; MANUEL HERNANDEZ, an individual; MIA HERNANDEZ, a

1 minor by and through her Guardian Ad Litem, HERIBERTO HERNANDEZ; ROSA HERNANDEZ,
2 a minor by and through her Guardian Ad Litem, RAQUEL SANCHEZ; SAUL HERNANDEZ, an
3 individual; SAUL HERNANDEZ, an individual; VALERIA HERNANDEZ, a minor by and through
4 her Guardian Ad Litem, GABRIELA RAMOS; ROOSEVELT HUMPHREY, an individual;
5 MARCOS IBARRA, an individual; MARTHA LAURA IBARRA, an individual; PEDRO IBARRA,
6 an individual; NATALIE JARAMILLO, a minor by and through her Guardian Ad Litem, JOANNA
7 VELAZQUEZ; ANGEL JIMENEZ, a minor by and through his Guardian Ad Litem, MARICARMEN
8 ZEPEDA; CARLOS JIMENEZ, an individual; KARLA JIMENEZ, a minor by and through her
9 Guardian Ad Litem, MARICARMEN ZEPEDA; ROSA LASCANO, an individual; ALLISON
10 LONA, a minor by and through her Guardian Ad Litem, AZUCENA LAGUNA; ARNOLD LONA, a
11 minor by and through his Guardian Ad Litem, AZUCENA LAGUNA; ANDREA LOPEZ, an
12 individual; BILLY LOPEZ, a minor by and through his Guardian Ad Litem, ALICIA MONCADA;
13 EDWIN LOPEZ, an individual; GABRIELLE LOPEZ, a minor by and through her Guardian Ad
14 Litem, DALILIA MENDEZ; JESUS LOPEZ, an individual; KAMILAH LOPEZ, a minor by and
15 through her Guardian Ad Litem, OSMAR LOPEZ; KATIE LOPEZ, a minor by and through her
16 Guardian Ad Litem, OSMAR LOPEZ; KENIA LOPEZ, a minor by and through her Guardian Ad
17 Litem, OSMAR LOPEZ; MARILYN LOPEZ, a minor by and through her Guardian Ad Litem,
18 AREKY MERINA; ISRAEL LORENZO, an individual; PEDRO LUIS LORENZO, a minor by and
19 through his Guardian Ad Litem, LUZ MARIA ROMAN; LINO LORENZO, decedent by and through
20 his successor in interest, PEDRO LORENZO; PEDRO LORENZO, an individual; VICTOR
21 LUEVANOS, an individual; GERARDO LUQUE, a minor by and through his Guardian Ad Litem,
22 ERIKA AYONS; JESUS LUQUE, a minor by and through his Guardian Ad Litem, ERIKA AYON;
23 CAMILA MAGANA, a minor by and through her Guardian Ad Litem, KARINA DIAZ; LUNA
24 MAGANA, a minor by and through her Guardian Ad Litem, KARINA DIAZ; DAVIAN MARQUEZ,
25 a minor by and through her Guardian Ad Litem, RUTH M. TOLEDO; ASHLEY MARTINEZ, an
26 individual; CLAUDIA MARTINEZ, a minor, deceased by and through her Guardian Ad Litem,
27 LURDES VILLEGAS; JARINTZI MAYA, an individual; NICHOLAS MAYA, an individual;
28 ALEJANDRO MEDINA, an individual; CHERYLE MEDINA, an individual; GONSALO

1 MEDRANO, an individual; ALIZE MEJIA, a minor by and through her Guardian Ad Litem, JACKIE
2 PEREZ; BELLA MEJIA, a minor by and through her Guardian Ad Litem, JOSALYN PEREZ;
3 BRIAN MEJIA, an individual; NICOLE MEJIA, an individual; JUAN MENDEZ, an individual;
4 ALEXANDRO MERAZ, an individual; ALICIA MONCADA, an individual; ARTURO MONTERO,
5 an individual; JIMMY MORALES, JR., a minor by and through his Guardian Ad Litem, VANESSA
6 GARCIA; JIMMY MORALES, an individual; JOVITA MORALES, an individual; BLANCA
7 MORENO, an individual; CLAUDIA MORENO, an individual; RAFAEL NARANJO, an individual;
8 JOEY NAVARETTE, an individual; MARTHA NEVARES, an individual; KAITLYN NOGUERA, a
9 minor by and through her Guardian Ad Litem, EVA SEGURA; BRENDA NUNEZ, an individual;
10 GERARDO NUNEZ, an individual; GERMAN NUNEZ, an individual; ISAAC OCHOA, a minor by
11 and through his Guardian Ad Litem, AMY UVERA; MARIA OCHOA, an individual; ANGEL
12 ORTIZ, a minor by and through his Guardian Ad Litem, WENDY ORTIZ; DARLENE ORTIZ, an
13 individual; STEPHANIE ORTIZ, a minor by and through her Guardian Ad Litem, WENDY ORTIZ;
14 VIVIANA OSORIO, an individual; BRYSEN PALOMAREA, a minor by and through his Guardian
15 Ad Litem, CHERYLE MEDINA; JESSICA PARENTE, an individual; NORDIS PARENTE, an
16 individual; CARMEN PAVIA, an individual; JERRY PAVIA, an individual; TERESA PENA, an
17 individual; ANA PEREIRA, an individual; CLAUDIA PEREIRA, an individual; JACKIE PEREZ, an
18 individual; JAYLEEN PEREZ, a minor by and through her Guardian Ad Litem, JACKIE PEREZ;
19 ALEXIS RAMIREA, a minor by and through his Guardian Ad Litem, YESENIA RAMOS; ANGEL
20 RAMIREZ, a minor by and through his Guardian Ad Litem, YESENIA RAMOS; KENNETH
21 RAMIREZ, a minor by and through his Guardian Ad Litem, YESENIA RAMOS; OLIVIA
22 RAMIREZ, a minor by and through her Guardian Ad Litem, SELINA RAMIREZ; OSARK
23 RAMIREZ, an individual; SELINA RAMIREZ, an individual; GABRIELA RAMOS, an individual;
24 ALICIA RANGEL, an individual; DAISY RENTERIA, a minor by and through her Guardian Ad
25 Litem, VANESSA RODRIGUEZ; DESTINY RENTERIA, a minor by and through her Guardian Ad
26 Litem, VANESSA RODRIGUEZ; JUAN RENTERIA, an individual; FLOR REYES, an individual;
27 JEREMY REYES, a minor by and through his Guardian Ad Litem, CYNTHIA AGUILAR;
28 SAMANTHA REYES, a minor by and through her Guardian Ad Litem, CYNTHIA AGUILAR; ISAI

1 RINCON, a minor by and through his Guardian Ad Litem, ALMA VARGAS; AUDRINA RIOS, a
2 minor by and through her Guardian Ad Litem, MARIA CASTILLO; BRANDY RIOS, a minor by and
3 through her Guardian Ad Litem, MARIA CASTILLO; ELIJAH RIOS, a minor by and through his
4 Guardian Ad Litem, MARIA CASTILLO; MATTHEW RIOS, a minor by and through his Guardian
5 Ad Litem, MARIA CASTILLO; NATALIA RIOS, a minor by and through her Guardian Ad Litem,
6 MARIA CASTILLO; PRINCESS SERINA RIOS, a minor by and through her Guardian Ad Litem,
7 MARIA CASTILLO; BRANDON RIOS, decedent by and through his successor in interest, MARIA
8 CASTILLO; RAFAEL RODRIGO, an individual; VALERIA RODRIGUEZ, an individual;
9 VANESSA RODRIGUEZ, an individual; STEPHEN ROJAS, an individual; LUZ MARIA ROMAN,
10 an individual; LUCIA ROMO, an individual; ANTHONY ROSALES, a minor by and through his
11 Guardian Ad Litem, ALICIA JURADO; ASHLEY ROSALES, an individual; HECTOR ROSALES, a
12 minor by and through his Guardian Ad Litem, ALICIA JURADO; ONNIKA ROSALES, a minor by
13 and through her Guardian Ad Litem, ALICIA JURADO; ARIEL SALINAS, a minor by and through
14 his Guardian Ad Litem, LAURA BANUELOS; KING ISAAH SALINAS, a minor by and through
15 his Guardian Ad Litem, LAURA BANUELOS; RUBEN SALINAS, a minor by and through his
16 Guardian Ad Litem, LAURA BANUELOS; RAQUEL SANCHEZ, an individual; ANGEL
17 SANDOVAL, a minor by and through his Guardian Ad Litem, TERESA PENA; ADRIEN SEGURA,
18 a minor by and through his Guardian Ad Litem, BRENDA VELA; CHRISTOPHER SEGURA, a
19 minor by and through his Guardian Ad Litem, EVA SEGURA; HUMBERTO SEGURA, a minor by
20 and through his Guardian Ad Litem, BRENDA VELA; VALERIE SEGURA, a minor by and through
21 her Guardian Ad Litem, BRENDA VELA; JUSTINE SERGIO, an individual; ANTHONY
22 SORIANO, an individual; ROGER SORIANO, an individual; BRIAN TAPIA, an individual; RUTH
23 TOLEDO, an individual; HAILEY TORREZ-ORASCO, a minor by and through her Guardian Ad
24 Litem, REINA TORRES; EBONY TOSCANO, a minor by and through her Guardian Ad Litem,
25 ELENA IBARRA; JANEIRA TOSCANO, an individual; URIEL TOVAR, an individual; KEVAN
26 URGUILLA, a minor by and through his Guardian Ad Litem, NATALIE DIAZ; AMY UVERA, an
27 individual; FATIMA JASMIN VARAJAS, a minor by and through her Guardian Ad Litem,
28 GRISELDA VARAJAS; GRISELDA VARAJAS, an individual; MARTIN VARAJAS, an individual;

1 MARTIN VALENSI VARAJAS, an individual; ALEN VARGAS, a minor by and through his
2 Guardian Ad Litem, ALMA VARGAS; ALMA VARGAS, an individual; ANGEL VARGAS, an
3 individual; CHRISTIAN VARGAS, an individual; MARK VARGAS, a minor by and through his
4 Guardian Ad Litem, RUBEN VARGAS QUIROGA; RUBEN VARGAS QUIROGA, an individual;
5 VALARIE VARGAS, an individual; RUBEN VARGAS-GARCIA, an individual; ANTONIO
6 VASQUEZ, a minor by and through his Guardian Ad Litem, MARIA DEL CARMEN VASQUEZ;
7 CARLOS VASQUEZ, a minor by and through his Guardian Ad Litem, MARIA DEL CARMEN
8 VASQUEZ; MARIA DEL CARMEN VASQUEZ, an individual; MICHELLE VASQUEZ, a minor
9 by and through her Guardian Ad Litem, MARICARMEN ZEPEDA; JOSE P. VELASQUEZ, an
10 individual; JOSE J. VELASQUEZ, a minor by and through his Guardian Ad Litem, JULIEANNE
11 DURAN; ALEJO VELEZ, an individual; MARIA VELEZ, an individual; JOHNNY VERA, a minor
12 by and through his Guardian Ad Litem, MICHELLE VERA; NATHALIE VERA, a minor by and
13 through her Guardian Ad Litem, MICHELLE VERA; FERNANDO VERGARA, a minor by and
14 through his Guardian Ad Litem, CLAUDIA MORENO; MATTHEW WADE, a minor by and through
15 his Guardian Ad Litem, YENI RIVERA; MARIA ZEPEDA, an individual; MARICARMEN
16 ZEPEDA, an individual; JESUS CAMPAS, an individual, and CRAIG R. JALBERT as trustee of the
17 Vernon Tort Claims (collectively referred to as "Plaintiffs"), and allege as follows:

18 **GENERAL ALLEGATIONS**

19 1. With the exception of Craig R. Jalbert as trustee of the Vernon Tort Claims Trust, each
20 of the Plaintiffs is and was and at all times relevant hereto an individual residing within the County of
21 Los Angeles, State of California. Each of said individual Plaintiffs is also a beneficiary of the Vernon
22 Tort Claims Trust established as part of the reorganization of defendant EXIDE TECHNOLOGIES
23 (hereinafter "EXIDE") under Chapter 11 of the U.S. Bankruptcy Code, in U.S. Bankruptcy Court, in
24 the District of Delaware, Case No. 13-11482 (KJC). Plaintiff Craig R. Jalbert is the trustee of the
25 Vernon Tort Claims Trust and brings this action solely on behalf of said Trust and its beneficiaries.

26 2. At all times mentioned, EXIDE is and was a Delaware Corporation, authorized and
27 qualified to do business in the state of California which, as aforesaid, recently underwent
28 reorganization under Chapter 11 of the U.S. Bankruptcy Code. In accordance with the terms of the

1 Debtor's Fourth Amended Plan of Reorganization under Chapter 11 re EXIDE dated March 27, 2015,
2 and related orders, along with the Vernon Tort Claims Trust Agreement, Plaintiffs bring this action
3 directly against EXIDE to the extent there is applicable insurance, with the exception of certain of
4 policies which have already contributed to the Trust. At all times herein mentioned, EXIDE is and was
5 doing business in California at a facility in the City of Vernon, County of Los Angeles. The individual
6 Defendants, and each of them, are various officers, directors and managers of EXIDE.

7 3. Plaintiffs are informed and believe and thereon allege that Defendant JAMES R.
8 BOLCH is, and at all relevant times mentioned herein, was Defendant EXIDE's Chief Executive
9 Officer and a resident of the State of Georgia.

10 4. Plaintiffs are informed and believe and thereon allege that Defendant PHILLIP
11 DAMASKA is, and was at all relevant times mentioned herein, Defendant EXIDE's Chief Financial
12 Officer and a resident of the State of Georgia.

13 5. Plaintiffs are informed and believe and thereon allege that Defendant ED MOPAS is,
14 and at all relevant times mentioned herein was, Defendant EXIDE's Environmental Manager at the
15 Vernon Facility and a resident of the State of California, County of Los Angeles.

16 6. Plaintiffs are informed and believe and thereon allege that Defendant JOHN
17 HOGARTH is, and at all relevant times mentioned herein was, the Plant Manager at the Vernon Exide
18 Facility and a resident of the State of California, County of Los Angeles.

19 7. Plaintiffs are further informed and believe and thereon allege that Defendant R. PAUL
20 HIRT JR. is, and at all relevant times mentioned herein was, Defendant EXIDE's President and a
21 resident of the State of Georgia.

22 8. Plaintiffs are ignorant of the true names and capacities of the Defendants sued in this
23 complaint as DOES 4 through 100 and therefore sue these Defendants by such fictitious names.
24 Plaintiffs will amend this complaint to allege the Doe Defendants' true names and capacities when
25 ascertained. Plaintiffs are informed and believe, and on that basis allege, that each of the
26 Defendants designated as "DOE" is legally responsible in some manner for the events and
27 happenings herein alleged, and that Plaintiffs' damages as alleged herein were proximately caused by
28 such Defendants.

1 9. Plaintiffs are informed and believe, and thereon allege, that each Defendant acted as the
2 agent for each other Defendant in doing the acts alleged herein and that each Defendant ratified and
3 otherwise adopted such acts and statements as were performed, made or carried out by each other
4 Defendant.

5 10. Venue over this action is proper in the Superior Court of Los Angeles County pursuant
6 to *Code of Civil Procedure*, §395.5 because the incident that is the subject of this action took place in
7 this County, and this County is where Defendants' obligation or liability arose. None of the Plaintiffs
8 herein seek a joint or common trial with any other plaintiffs in any related action.

9 **ALLEGATIONS REGARDING THE EXIDE VERNON PLANT**

10 11. Plaintiffs are informed and believe, and thereon allege, that EXIDE is one of the
11 world's largest manufacturers and recyclers of lead-acid batteries.

12 12. Plaintiffs are informed and believe, and thereon allege, that EXIDE owns and operates
13 a plant at 2700 South Indiana Street, Vernon, California (hereinafter referred to as the "PLANT") that
14 among other things, recycles lead batteries. The PLANT is located on approximately 24 acres of land.
15 The parcel is zoned for heavy industrial use (Zone M-2).

16 13. The PLANT is a secondary lead smelting facility which recovers lead from recycled
17 automotive batteries. The PLANT has been in operation since 1922, and runs three (3) shifts a day,
18 every day. The PLANT recycles 23,000 to 41,000 batteries daily. Equipment used in the battery
19 recycling process includes machines to break batteries apart and separate different materials, furnaces
20 and kettles to melt metals, and miscellaneous equipment including storage tanks, conveying
21 equipment, and engines.

22 14. The facility has been used for a variety of metal fabrication and metal recovery
23 operations since 1922. Previous owners include Morris P. Kirk & Sons Inc., Gould, Inc. and GNB,
24 Inc. The primary use has been lead-acid battery recycling since the late 1970's.

25 15. Plaintiffs are informed and believe, and thereon allege, that EXIDE recycles batteries
26 by recovering lead and polypropylene. The sulfuric acid from the batteries is treated and recycled by
27 use in the PLANT's wastewater treatment system and the treated liquid is discharged into the sewer.

28 16. Plaintiffs are informed and believe, and thereon allege, that the PLANT has an average

1 production of 100,000 to 120,000 tons of lead per year. This is equivalent of recycling approximately
2 11 million automotive batteries. The PLANT also recycles lead-bearing plant scrap and other lead-
3 bearing materials.

4 17. Plaintiffs are informed and believe, and thereon allege, that throughout its history,
5 including up to the present time, the PLANT has emitted and continues to emit dangerously high
6 levels of lead and arsenic, among other pollutants, into the atmosphere which adversely affects the air
7 quality in a defined area around the PLANT and beyond the industrial area of Vernon. Said defined
8 area (hereinafter referred to as the "PLUME") covers a broad area to the east and south of Vernon, but
9 is most concentrated in the nearby communities of Maywood, Bell, Huntington Park, Boyle Heights
10 and other nearby communities and neighborhoods.

11 GOVERNMENT REGULATORS

12 18. The Department of Toxic Substances Control regulates companies that handle
13 hazardous waste under authority of the federal Resource Conservation and Recovery Act of 1976.
14 Under federal law, regulators permit companies like EXIDE to handle hazardous materials like lead,
15 as long as they do so safely. Said Department, *inter alia*, writes permits, inspects facilities, issues
16 violations of hazardous waste rules, and monitors corrective action at sites.

17 19. The South Coast Air Quality Management District regulates EXIDE's air emissions, in
18 part with what is called a Title V permit, which allows the company to release pollutants into the air
19 up to certain levels.

20 20. The L.A. Regional Water Quality Control Board is responsible for protecting water
21 quality around EXIDE (as well as around the Los Angeles River and along the coast). EXIDE has
22 wastewater treatment systems, and a storm water system that includes a retention basin. Water
23 regulators set standards for water that flows away from EXIDE's property into the sewer.

24 21. The City of Vernon issues health and other permits to EXIDE.

25 RISKS OF EXPOSURE TO LEAD AND ARSENIC

26 22. Both lead and arsenic are heavy metals, and each is recognized as a carcinogen by the
27 state of California. Lead is further recognized as a reproductive and developmental toxicant. [See
28 generally Health & Safety Code Section 25249, et seq.] Both elements are systemic toxicants, as

1 discussed further herein. Lead causes severe and permanent injuries, including, but not limited to
2 renal dysfunction and cancer, learning disabilities, decrements in intelligence, and deficits in a wide
3 range of neuropsychological areas including visual motor skills, fine motor skills, verbal skills,
4 attention and concentration, memory, comprehension and impulse control. Children are particularly
5 susceptible to the effects of lead exposure, prompting the California Legislature to declare that
6 “childhood lead exposure represents the most significant childhood environmental health problem in
7 the state today.” [Health and Safety Code, §124150]

8 23. Inorganic arsenic from secondary lead smelting is recognized by the State of California
9 as a toxic air contaminant strongly linked to lung cancer and other respiratory ailments. Ingestion of
10 arsenic through exposure to soil and water contamination is linked to various other forms of cancer.

11 **DTSC SHUTDOWN OF THE PLANT**

12 24. On April 24, 2013, the California State Department of Toxic Substance Control
13 ordered EXIDE to suspend its operations of PLANT after it found that the PLANT was discharging
14 illegal amounts of lead and arsenic into the air, water and soil. Shortly thereafter, however, EXIDE
15 persuaded the Superior Court to allow it to continue operations while it pursued an administrative
16 appeal with DTSC. On information and belief, the PLANT continued to emit lead, arsenic and other
17 toxic compounds into the air, water and soil in excess of legal and safe limits and in violation of
18 emissions standards, rules and regulations, until the PLANT was permanently shut down in
19 approximately March, 2015 as part of a non-prosecution agreement with the federal government.

20 **PLAINTIFFS' DISCOVERY OF THE HAZARDOUS CONDITIONS CREATED BY**

21 **EXIDE AT THE VERNON PLANT**

22 25. Plaintiffs did not discover the connection between exposure to lead, arsenic and other
23 toxic contaminants discharged by EXIDE at the PLANT and Plaintiffs' ongoing physical injuries,
24 illnesses, ailments and related conditions until sometime after April 24, 2013 when the news broke
25 about the DTSC shutdown.

26 26. Plaintiffs could not reasonably have known about the contamination, or the serious risk
27 to human health and safety posed by the contamination, because the contamination exists in a manner
28 that was not readily apparent.

1 27. Plaintiffs reasonably believed, and relied upon, representations made by the EXIDE, by
2 and through the individual Defendants, or with the knowledge, consent, approval or ratification of said
3 Defendants and others, to governmental regulators, that discharges from the PLANT were safe and did
4 not harbor conditions that were a significant threat to public health and safety.

5 28. Plaintiffs had no reason to suspect that EXIDE acting by and through the individual
6 Defendants, or with their knowledge, consent, approval and/or ratification, would mislead and/or
7 conceal information from Plaintiffs, the public in general and governmental regulators regarding the
8 existence of contamination, or the harmful nature of the contamination, of discharges from the
9 PLANT.

10 29. As such, Plaintiffs did not suspect, nor should they have suspected, that discharges
11 from the EXIDE posed a serious risk to human health and safety.

12 30. Because Plaintiffs did not suspect, and should not have suspected, that the conditions at
13 the PLANT and its discharges into the air, soil and groundwater posed a serious risk to human health
14 and safety, a reasonably prudent person would have no cause to conduct a further investigation into
15 the scope and extent of the contamination caused by EXIDE and its officers, directors and managers –
16 the Defendants herein.

17 **SPECIFIC ALLEGATIONS AS TO INDIVIDUAL DEFENDANTS**

18 31. Plaintiffs are informed and believe and thereon allege that as CEO of EXIDE,
19 Defendant James R. Bolch ratified the conduct of other Exide officers, directors and managers, and
20 conspired with them, to continue a policy of violating various pollution control rules and regulations
21 and then hiding the true nature of such pollution from government officials and the general public.
22 The acts constituting such conduct included, but were not necessarily limited to:

- 23 a) The commission of various felonies surrounding the management, emission and
24 leakage of hazardous waste material from the PLANT, as set forth in Appendix 1
25 of the Non Prosecution Agreement, attached as Exhibit 1 hereto
26 b) Failure to properly report to government regulators known hazardous and toxic air
27 emissions from the PLANT in excess of federal, state and local air pollution
28 standards;

- 1 c) Failure to properly maintain scrubbers and other air pollution control equipment
2 at the PLANT as a means to save money at the risk of harm to the general public;
3 d) Knowingly exposing the general public within the PLUME area of the PLANT to
4 dangerous and unlawful levels of lead, arsenic and other toxic air contaminants;
5 and,
6 e) Knowingly failing to notify and inform members of the general public of the true
7 nature and extent of known toxic air contaminants and chemicals known to cause
8 cancer and birth defects being emitted from the PLANT, as required by
9 Proposition 65 and other laws and regulations.

10 32. On information and belief, as the PLANT's environmental manager, defendant Ed
11 Mopas ratified the conduct of other Exide officers, directors and managers, and conspired with them,
12 to continue and promulgate a policy of violating various pollution control rules and regulations and
13 then hiding the true nature of such pollution from government officials and the general public. The
14 acts constituting such conduct included, but were not necessarily limited to:

- 15 a) The commission of various felonies surrounding the management, emission and
16 leakage of hazardous waste material from the PLANT, as set forth in Appendix 1
17 of the Non Prosecution Agreement, attached as Exhibit 1 hereto;
18 b) Failure to properly report to government regulators known hazardous and toxic air
19 emissions from the PLANT in excess of federal, state and local air pollution
20 standards;
21 c) Failure to properly maintain scrubbers and other air pollution control equipment
22 at the PLANT as a means to save money at the risk of harm to the general public;
23 d) Knowingly exposing the general public within the PLUME area of the PLANT to
24 dangerous and unlawful levels of lead, arsenic and other toxic air contaminants;
25 and,
26 e) Knowingly failing to notify and inform members of the general public of the true
27 nature and extent of known toxic air contaminants and chemicals known to cause
28 cancer and birth defects being emitted from the PLANT, as required by

1 Proposition 65 and other laws and regulations.

2 33. On information and belief, as the PLANT's manager, defendant John Hogarth ratified
3 the conduct of other Exide officers, directors and managers, and conspired with them, to continue and
4 promulgate a policy of violating various pollution control rules and regulations and then hiding the
5 true nature of such pollution from government officials and the general public. The acts constituting
6 such conduct included, but were not necessarily limited to:

- 7 a) The commission of various felonies surrounding the management, emission and
8 leakage of hazardous waste material from the PLANT, as set forth in Appendix 1
9 of the Non Prosecution Agreement, attached as Exhibit 1 hereto;
- 10 b) Failure to properly report to government regulators known hazardous and toxic air
11 emissions from the PLANT in excess of federal, state and local air pollution
12 standards;
- 13 c) Failure to properly maintain scrubbers and other air pollution control equipment
14 at the PLANT as a means to save money at the risk of harm to the general public;
- 15 d) Knowingly exposing the general public within the PLUME area of the PLANT
16 to dangerous and unlawful levels of lead, arsenic and other toxic air contaminants;
17 and,
- 18 e) Knowingly failing to notify and inform members of the general public of the true
19 nature and extent of known toxic air contaminants and chemicals known to cause
20 cancer and birth defects being emitted from the PLANT, as required by
21 Proposition 65 and other laws and regulations.

22 34. On information and belief, as President of EXIDE, defendant R. Paul Hirt, Jr. ratified
23 the conduct of other Exide officers, directors and managers, and conspired with them, to continue a
24 policy of violating various pollution control rules and regulations and then hiding the true nature of
25 such pollution from government officials and the general public. The acts constituting such conduct
26 included, but were not necessarily limited to:

- 27 a) The commission of various felonies surrounding the management, emission and
28 leakage of hazardous waste material from the PLANT, as set forth in Appendix 1

1 of the Non Prosecution Agreement, attached as Exhibit 1 hereto;

2 b) Failure to properly report to government regulators known hazardous and toxic air
3 emissions from the PLANT in excess of federal, state and local air pollution
4 standards;

5 c) Failure to properly maintain scrubbers and other air pollution control equipment
6 at the PLANT as a means to save money at the risk of harm to the general public;

7 d) Knowingly exposing the general public within the PLUME area of the PLANT to
8 dangerous and unlawful levels of lead, arsenic and other toxic air contaminants;
9 and,

10 e) Knowingly failing to notify and inform members of the general public of the true
11 nature and extent of known toxic air contaminants and chemicals known to cause
12 cancer and birth defects being emitted from the PLANT, as required by
13 Proposition 65 and other laws and regulations.

14 **SPECIFIC ALLEGATIONS REGARDING THIRD PARTY DEFENDANTS**

15 35. Defendant ADVANCED CONSTRUCTORS CORP. (formerly named as DOE 1) is a
16 California corporation doing business within the county of Los Angeles and throughout Southern
17 California. Defendants RANDAL BROWN (formerly named as DOE 2) and RANDAL BROWN, II
18 (formerly named as DOE 3) are the principals, officers, directors and/or managers of Advanced
19 Constructors. Based on further information and belief, these defendants and DOES 4 through 50
20 (hereinafter collectively the "third party" defendants) were at all times relevant hereto vendors,
21 suppliers, contractors and other individuals and business entities that were involved in the handling of
22 hazardous waste and/or the supply or maintenance of emissions control devices and measures at the
23 PLANT. On further information and belief, these defendants contributed to the harms suffered by
24 Plaintiffs herein and the community at large by:

25 a) Negligently, or knowingly and intentionally, assisting Exide and the individual
26 defendants in various acts surrounding the management, emission and leakage of
27 hazardous waste material from the PLANT, as set forth in Appendix 1 of the Non
28 Prosecution Agreement, attached as Exhibit 1 hereto;

- 1 b) Negligently, or knowingly and intentionally, assisting Exide and the individual
2 defendants in improperly reporting to government regulators the true nature of
3 known hazardous and toxic air emissions from the PLANT in excess of federal,
4 state and local air pollution standards;
- 5 c) Negligently, or knowingly and intentionally, and at the behest of Exide and the
6 individual defendants, failing to properly maintain scrubbers and other air
7 pollution control equipment at the PLANT as a means to help Exide save money
8 at the risk of harm to the general public;
- 9 d) Negligently, or knowingly and intentionally, assisting Exide and the individual
10 defendants in various other acts that were exposing the general public within the
11 PLUME area of the PLANT to dangerous and unlawful levels of lead, arsenic and
12 other toxic air contaminants; and,
- 13 e) Negligently, or knowingly and intentionally, assisting Exide and the individual
14 defendants in failing to notify and inform members of the general public of the
15 true nature and extent of known toxic air contaminants and chemicals known to
16 cause cancer and birth defects being emitted from the PLANT, as required by
17 Proposition 65 and other laws and regulations.

18 **FIRST CAUSE OF ACTION**

19 **NEGLIGENCE**

20 **(Against All Defendants)**

21 36. Plaintiffs repeat and reallege the foregoing paragraphs of this Complaint and
22 incorporate them herein by reference as though set forth in full.

23 37. Plaintiffs, and each of them, variously reside and/or own residential property within the
24 PLUME. EXIDE acting by and through the individual Defendants, or with their knowledge, consent,
25 approval and/or ratification, owed a duty to Plaintiffs to exercise due care and diligence in their
26 ownership, maintenance, operation, supervision, inspection, management, coordination, protection or
27 other conduct at the PLANT, and to conduct their activities at the PLANT with reasonable care, given
28 the nature of EXIDE's and Defendants' activities and the proximity of Plaintiffs and other members of

1 the community present in the vicinity of the PLANT.

2 38. Defendants, and each of them, had a continuing obligation and duty to warn Plaintiffs
3 concerning Defendants' improper maintenance, use, storage, production, manufacture, distribution,
4 packaging, testing, release, discharge and disposal of hazardous and/or toxic substances at the
5 PLANT, Defendants' failure to remediate or clean up the contamination, the fact that the water, soil
6 and air around the PLANT was contaminated with hazardous and/or toxic substances and the
7 reasonable and foreseeable effects of Defendants' conduct and the contamination on Plaintiffs.

8 39. Defendants, and each of them, in their capacities as owners, directors, officers,
9 employees, representatives and/or agents of EXIDE, negligently, recklessly, willfully, carelessly, and
10 unlawfully owned, maintained, operated, supervised, regulated, inspected, managed, coordinated,
11 protected and/or otherwise conducted their operations and/or business affairs at the PLANT, including
12 the improper maintenance, use, storage, production, manufacture, distribution, packaging, testing,
13 release, discharge and disposal of hazardous and/or toxic substances at the PLANT, and the failure to
14 remediate or clean up the contamination, so as to cause harm to Plaintiffs.

15 40. Defendants knew or should have known that their failure to use a reasonable degree of
16 care in their ownership, maintenance, operation, supervision, inspection, management, coordination,
17 protection or other conduct at the PLANT, including the improper maintenance, use, storage,
18 production, manufacture, distribution, packaging, testing, release, discharge and disposal of hazardous
19 and/or toxic substances at the PLANT, as well as the failure to remediate or clean up the pollution, did
20 cause and continues to cause the groundwater, surface and subsurface soil and environment
21 surrounding the PLANT to be contaminated with hazardous and/or toxic substances. Defendants
22 failed to warn and/or gave inadequate warnings about their tortious conduct or the fact that the water,
23 soil and air around the PLANT were contaminated with hazardous and/or toxic substances, despite
24 Defendants' superior knowledge. As a result, Plaintiffs have been injured in their health, and have
25 sustained other harms, all according to proof at the time of trial.

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1 per se, Plaintiffs suffered the types of injuries which are reasonably foreseeable as a result of
2 Defendants' negligence per se. The aforementioned damages and injuries were the sole, direct and
3 proximate result of Defendants' aforementioned *negligence per se*.

4 47. EXIDE acting by and through the individual Defendants, or with their knowledge,
5 consent, approval and/or ratification, caused Plaintiffs to be exposed to hazardous and/or toxic
6 substances, yet willfully and deliberately failed to safeguard against said consequences. By reason of
7 Defendants' aforesaid reckless, malicious and oppressive acts and omissions, in conscious disregard
8 of others' safety, Plaintiffs are entitled, pursuant to *Civil Code* §3294, to an award of exemplary
9 damages according to proof.

10 THIRD CAUSE OF ACTION

11 **STRICT LIABILITY FOR ULTRAHAZARDOUS ACTIVITY**

12 **(Against All Defendants)**

13 48. Plaintiffs repeat and reallege the foregoing paragraphs of this Complaint and
14 incorporate them herein by reference as though set forth in full.

15 49. EXIDE acting by and through the individual Defendants, or with their knowledge,
16 consent, approval and/or ratification, maintained, used, stored, produced, manufactured, distributed,
17 packaged, tested, released, discharged and disposed of hazardous and/or toxic substances most notably
18 lead and arsenic into the air, surface and subsurface soil, groundwater and environment at and around
19 the PLANT, which acts were and are an ultrahazardous activity in that:

- 20 a) There necessarily existed a high degree of risk of harm to persons, animals, land
21 and chattels of others from the maintenance, use, storage, production, manufacture,
22 distribution, packaging, testing, release, discharge and disposal of hazardous
23 and/or toxic substances into the air, surface and subsurface soil, groundwater and
24 environment;
- 25 b) There existed, and still exists, a reasonable probability that great harm to persons,
26 animals, land and chattels of others would result from the maintenance, use,
27 storage, production, manufacture, distribution, packaging, testing, release,
28 discharge and disposal of hazardous and/or toxic substances into the surrounding

1 air, surface and subsurface soil, groundwater and environment, resulting in toxic
2 contamination of the air, surface and subsurface soil, groundwater and
3 environment. The solvents, waste and byproducts involved in the maintenance,
4 use, storage, production, manufacture, distribution, packaging, testing, release and
5 disposal of the hazardous and/or toxic substances are dangerous and highly toxic,
6 are known to be carcinogens and reproductive toxicants, and further known to be
7 ecologically devastating if discharged into the air, surface and subsurface soil,
8 groundwater and environment. Specifically, the risk of harm to even minute levels
9 of exposure to lead and/or arsenic and/or the other contaminants is great;

10 c) An inherent risk of harm necessarily exists in the maintenance, use, storage,
11 production, manufacture, distribution, packaging, testing, release, discharge and
12 disposal of hazardous and/or toxic substances at the PLANT which cannot be
13 eliminated by the exercise of the utmost care. Defendants' operations require the
14 use or emissions of hazardous and/or toxic substances, including lead and arsenic,
15 a toxic and carcinogenic chemical that is unsafe at any level of exposure. It is
16 impossible for EXIDE to perform their operations at the PLANT without the
17 maintenance, use, storage, production, manufacture, distribution, packaging,
18 testing, release, discharge and disposal of hazardous and/or toxic substances,
19 including lead and/or arsenic. Thus, even if EXIDE acting by and through the
20 individual Defendants, or with their knowledge, consent, approval and/or
21 ratification, used reasonable care in their operations at the PLANT, including the
22 proper maintenance, use, storage, production, manufacture, distribution,
23 packaging, testing, release, discharge and disposal of hazardous and/or toxic
24 substances, the inherent dangers in such activities cannot be wholly avoided or
25 eliminated;

26 d) The maintenance, use, storage, production, manufacture, distribution, packaging,
27 testing, release, discharge and disposal of hazardous and/or toxic substances
28 undertaken by defendants are not matters of common usage, as they are not

1 customarily carried on by many people in the community;

2 e) The maintenance, use, storage, production, manufacture, distribution, packaging,
3 testing, release, discharge and disposal of hazardous and/or toxic substances into
4 the air, surface and subsurface soil, drinking water, groundwater and environment
5 took place with the knowledge and/or awareness of the proximity of homes,
6 schools, parks, businesses and/or private and public property frequented by
7 members of the neighboring communities who were unaware of the dangers
8 presented; and

9 f) Defendants' activities, including the maintenance, use, storage, production,
10 manufacture, distribution, packaging, testing, release, discharge and disposal of
11 hazardous and/or toxic substances, have little value to society, and said value, if
12 any, is outweighed by the inherently dangerous attributes of such activities and the
13 likelihood of harm resulting therefrom.

14 50. Defendants, and each of them, in their capacities as owners, stockholders, directors,
15 officers, managers, representatives and/or agents of EXIDE, knew or should have known, that their
16 activities at the PLANT, including the maintenance, use, storage, production, manufacture,
17 distribution, packaging, testing, release, discharge and disposal of hazardous and/or toxic substances
18 into the air, surface and subsurface soil, groundwater and environment at and around the PLANT,
19 would create and has created actual harm to Plaintiffs.

20 51. As a direct and proximate result of said ultrahazardous activities, Plaintiffs suffered and
21 sustained the types of injuries which are reasonably foreseeable as a result of said ultrahazardous
22 activities, including injuries to their persons and financial interests in an as yet undetermined amount
23 to be proven at trial.

24 52. Defendants, and each of them, in their capacities as owners, stockholders, directors,
25 officers, managers, representatives and/or agents of EXIDE, caused and continue to cause Plaintiffs to
26 be exposed to hazardous and/or toxic substances, yet willfully and deliberately failed to warn or
27 safeguard against such consequences, resulting in great and irreparable harm to Plaintiffs. By reason
28 of Defendants' reckless, malicious and oppressive acts and omissions, and in conscious disregard of

1 others' safety, Plaintiffs are entitled to an award of exemplary or punitive damages.

2 **FOURTH CAUSE OF ACTION**

3 **MISREPRESENTATION AND FRAUDULENT CONCEALMENT**

4 **(Against All Defendants)**

5 53. Plaintiffs repeat and reallege the foregoing paragraphs of this Complaint and
6 incorporate them herein by reference as though set forth in full.

7 54. At all times mentioned herein, Plaintiffs reposed trust and confidence in Defendants,
8 and each of them, and relied upon Defendants' superior knowledge of toxic chemicals and substances,
9 and the hazardous conditions created by Defendants' maintenance, use, storage, production,
10 manufacture, distribution, packaging, testing, release, discharge and disposal of such hazardous and/or
11 toxic substances in the ownership, maintenance, operation, supervision, inspection, management,
12 coordination, or protection of the PLANT.

13 55. Defendants, and each of them, in their capacities as owners, stockholders, directors,
14 officers, managers, representatives and/or agents of EXIDE, were aware that the operations at the
15 PLANT included the use of large amounts of hazardous and/or toxic substances, including lead and
16 arsenic. Defendants knew that hazardous and/or toxic substances, including lead and arsenic, had
17 contaminated the air, soil, groundwater, and environment from sudden and accidental discharges or as
18 a consequence of normal operations at the PLANT.

19 56. Through their reporting to various local, state and federal regulatory agencies,
20 including SCAQMD and DTSC, EXIDE, acting by and through the individual Defendants, or with
21 their knowledge, consent, approval and/or ratification, represented to the public at large that the
22 PLANT's emissions were safe and within regulatory limits. However, said representations proved to
23 be false as revealed by DTSC when the PLANT was temporarily shut down in April, 2013.

24 57. Plaintiffs' injuries and damages were proximately caused by the response of
25 governmental officials to EXIDE's and the individual Defendants' misrepresentations as alleged
26 herein. Government officials acted in reliance upon these misrepresentations and failed to regulate
27 EXIDE in a manner which would have prevented the injurious health exposures to Plaintiffs. The
28 governmental agencies' failure to act due to their reliance upon EXIDE's and the individual

1 Defendants' misrepresentations caused Plaintiffs' injuries and damages. As a result of said reliance,
2 the governmental agencies failed to appropriately regulate EXIDE's conduct, which led to Plaintiffs'
3 increased and injurious exposures. This reliance was the intended result of EXIDE's and Defendants'
4 misrepresentations.

5 58. EXIDE acting by and through the individual Defendants, or with their knowledge,
6 consent, approval and/or ratification, disbursed lead, arsenic and other toxicants into the air, soil and
7 groundwater, leading to unnecessarily and dangerously high exposures to the communities,
8 residences, businesses and schools surround the PLANT. During this time period, EXIDE and the
9 individual Defendants concealed from the public and agency regulators the dangers of this egregious
10 practice and repeatedly misrepresented both orally and in writing the nature of the disposal practices at
11 the PLANT. EXIDE and the individual Defendants were repeatedly warned to cease these illegal
12 practices but failed to do so. Instead, EXIDE and Defendants misrepresented to governmental agency
13 regulators that they had ceased such activities and were controlling said activities such that harmful
14 and toxic pollutants were not being released into the air, soil and groundwater in levels that would be
15 harmful.

16 59. EXIDE and the individual Defendants knew and expected that their misrepresentations
17 would be communicated to the community and that the community would rely upon said
18 misrepresentations. Defendants expected and intended that their misrepresentations would induce
19 reliance and influence the behavior of the community and calm worries regarding health concerns.
20 This conduct was willful and knowing.

21 60. Plaintiffs' injuries and damages were proximately caused by the response of
22 governmental officials to the misrepresentations of EXIDE and the individual Defendants.
23 Governmental officials acted in reliance upon these misrepresentations and failed to regulate EXIDE
24 in a manner which would have prevented the injurious health exposures to Plaintiffs. The
25 governmental agencies' failure to act due to their reliance upon EXIDE's and Defendants'
26 misrepresentations caused the injuries and damages to Plaintiffs. Despite the heightened risk to
27 Plaintiffs and the public, EXIDE and the individual Defendants lulled the regulators into believing that
28 exposures were less than they were which led to insufficient regulation and to increased and injurious

1 exposures to Plaintiffs and the public. Said reliance was the intended result of the misrepresentations.
2 This reliance was foreseeable given the community's close proximity to the PLANT and the general
3 concern about health risks for the community.

4 61. EXIDE and the individual Defendants had a duty to disclose by a clear and reasonable
5 warning, reasonably calculated to give Plaintiffs and the public adequate notice prior to exposing them
6 to hazardous and/or toxic substances. Such duty was placed upon EXIDE and the individual
7 Defendants by the common law and a myriad of statutes and regulations cited above and all
8 implementing regulations thereto.

9 62. EXIDE and the individual Defendants intentionally withheld, misrepresented and
10 concealed from Plaintiffs, the public and governmental entities the knowledge that such hazardous
11 and/or toxic substances had contaminated the air, groundwater and soil at and surrounding the
12 PLANT, and EXIDE and the individual Defendants have never provided any warning to Plaintiffs, the
13 public and governmental entities concerning the contamination of their air, groundwater, soil and
14 environment. EXIDE and the individual Defendants have fraudulently and clandestinely removed
15 and/or destroyed evidence, including but not limited to soil, sand and equipment, of the extensive
16 contamination at the PLANT and surrounding community so that Plaintiffs and community members
17 would be deceived as to the full extent of the injurious contamination and concomitant health effects.

18 63. EXIDE, acting by and through the individual Defendants, or with their knowledge,
19 consent, approval and/or ratification, misrepresented, suppressed and fraudulently concealed
20 information from Plaintiffs, the public and governmental entities regarding the toxic contamination of
21 the groundwater, surface and subsurface soil and environment and cancer clusters in and around the
22 PLANT and surrounding community. Defendants knowingly, intentionally and willfully
23 misrepresented the safety of their activities at the PLANT and the quality of the air, soil, groundwater
24 and environment and safety of human health. EXIDE and the individual Defendants expressly and
25 repeatedly represented to community members that the PLANT and the surrounding community were
26 safe and posed no health risks to persons living, residing, working, or otherwise present in the
27 surrounding community.

28 64. EXIDE acting by and through the individual Defendants, or with their knowledge,

1 consent, approval and/or ratification, knew at all times that Plaintiffs and the public relied upon
2 healthful air, soil and groundwater. Plaintiffs and the public relied to their detriment upon EXIDE's
3 and the individual Defendants' misrepresentations and fraud concerning the quality of their air, soil
4 and groundwater and depended on EXIDE and the individual Defendants to provide quality and
5 healthful air, soil and groundwater and be truthful concerning the facts related thereto.

6 65. The failure on the part of EXIDE and the individual Defendants, and each of them, to
7 disclose information, suppression of information and misrepresentation of information herein alleged
8 were made with the fraudulent intent to induce Plaintiffs and the public to act in reliance thereon. At
9 the time these failures to disclose, suppression and misrepresentation of facts occurred, and at the time
10 EXIDE and Defendants took the actions herein alleged, Plaintiffs and the public were ignorant of the
11 existence of the facts which EXIDE and the individual Defendants misrepresented, suppressed and
12 failed to disclose. Plaintiffs and the public had no reason to be aware of said facts which were
13 fraudulently concealed and/or misrepresented by EXIDE and the individual Defendants. Had they
14 been aware of the existence of the facts not disclosed, actively suppressed and misrepresented by
15 EXIDE and the individual Defendants, Plaintiffs could have and would have taken measures to
16 prevent their exposure to hazardous and/or toxic substances, they would not have continued to use the
17 water, and they would have taken drastic measures to prevent inhalation of and exposure to said
18 hazardous and/or toxic substances.

19 66. Knowing that Plaintiffs' exposure to such hazardous and/or toxic substances was
20 ongoing and would continue until Plaintiffs were informed of the exposure, Defendants acted in
21 conscious disregard of Plaintiffs' health and welfare when EXIDE and Defendants actively concealed
22 from and misrepresented this information to Plaintiffs, which conduct is despicable and outrageous.

23 67. As a direct and proximate result of the foregoing actions by Defendants, Plaintiffs
24 sustained injury to their financial interests and Plaintiffs were injured in their health as a result of the
25 acts, omissions and misrepresentations of Defendants. The amount of said damages is presently
26 unknown to Plaintiffs. Leave will be asked to amend this Complaint to state the amount of damages
27 when ascertained or in accordance with proof at trial.

28 68. Defendants were aware of the injuries and damages suffered by Plaintiffs and were

1 aware of the risk that Plaintiffs suffered due to exposure to the contamination resulting from
2 Defendants' ownership, maintenance, operation, supervision, inspection, management, coordination,
3 protection or other conduct at the PLANT.

4 69. Defendants' actions in fraudulently misrepresenting and deceiving Plaintiffs about the
5 existence of such hazardous and/or toxic substances in the groundwater, surface and subsurface soil
6 and environment, were willful, malicious, and intentional from which Plaintiffs and decedents have
7 suffered great harm. Moreover, Defendants consistently failed to disclose to Plaintiff although
8 required to do so, that inhalation and exposure of the skin to said hazardous and/or toxic substances
9 were carcinogenic. Defendants' wrongful conduct was knowing and deliberate, and Defendants acted
10 with conscious and reckless disregard of the hazards and threats to Plaintiffs. Defendants' conduct
11 was and is willful, malicious, and intentional. Defendants have caused Plaintiffs great and irreparable
12 harm. Plaintiffs are therefore entitled to recover punitive or exemplary damages from Defendants.

13 FIFTH CAUSE OF ACTION

14 NUISANCE

15 (Against All Defendants)

16 70. Plaintiffs repeat and reallege the foregoing paragraphs of this Complaint and
17 incorporate them herein by reference as though set forth in full.

18 71. EXIDE and the individual Defendants have occupied, supervised, used, maintained and
19 otherwise controlled the premises of the PLANT in the manner set forth previously herein, and the
20 Defendants have used by dumping or causing to be dumped toxicants into the PLUME so as to
21 constitute a nuisance within the meaning of *Civil Code*, §3479, in that it is injurious to Plaintiffs'
22 health, both physical and mental; it interferes with the safe, comfortable use and enjoyment of
23 Plaintiffs' property; it is offensive to Plaintiffs' senses; it obstructs the free use of Plaintiffs property
24 and interferes with the safe and comfortable enjoyment of life and property.

25 72. Plaintiffs and similarly-situated members of the public and the People of the State of
26 California have repeatedly requested that EXIDE and the individual Defendants cease and/or reduce
27 the extent of the toxic and offensive invasions of their rights to use and occupancy of their real and
28 personal property, and have notified EXIDE and the individual Defendants of these offensive

1 invasions and EXIDE and Defendants have intentionally refused or have been unable to alter the
2 occurrences of excessive amounts of various aforementioned noxious emissions, thereby continuing to
3 cause damage to Plaintiffs as herein alleged as a private permanent nuisance.

4 73. EXIDE and the individual Defendants have continued to maintain the nuisance and
5 continue the acts complained of, and each and every act has been without the consent, against the will,
6 and in violation of the rights of the Plaintiffs.

7 74. Plaintiffs are informed and believe, and based thereon allege, that no method for
8 abatement/ removal of EXIDE's and the individual Defendants' toxic substances is available. EXIDE
9 and Defendants have not and cannot provide assurances of abatement of the nuisance from Plaintiffs'
10 properties or that the past, present, or future harm caused by their dumping and releasing of their toxic
11 particulate and other substances can or will be abated.

12 75. As a proximate result of the nuisance created by EXIDE and the individual Defendants,
13 Plaintiffs have suffered and continue to suffer injuries to their persons, their mental and emotional
14 health, their earning capacities, their property and their economic interests, all as alleged herein, and
15 have suffered and continue to suffer further mental and emotional distress as a result of the diminution
16 of their property values. All of the above damages will be established according to proof.

17 76. The aforementioned conduct of Defendants, as EXIDE's officers, directors and
18 managing agents, in intentionally and recklessly emitting dangerous and hazardous materials and
19 substances into the PLUME from the PLANT with full knowledge of the close proximity of Plaintiffs'
20 persons and properties and intentionally and recklessly allowing and continuing to allow emissions of
21 these hazardous materials and substances into Plaintiffs' property and environs was and is intended to
22 cause injury to Plaintiffs, or in the alternative, was and is willful, wanton and despicable conduct
23 carried out with a conscious disregard of Plaintiffs' rights and well-being and continues to subject
24 Plaintiffs to cruel and unjust hardship so as to justify an award of exemplary and punitive damages in
25 a sum to be determined at the time of trial.

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1 **SIXTH CAUSE OF ACTION**

2 **Trespass**

3 **(Against All Defendants)**

4 77. Plaintiffs repeat and reallege the foregoing paragraphs of this Complaint and
5 incorporate them herein by reference as though set forth in full.

6 78. EXIDE acting by and through the individual Defendants, or with their knowledge,
7 consent, approval and/or ratification, have occupied, supervised, used, maintained and otherwise
8 controlled the PLANT in the manner set forth previously herein, and have emitted toxicants, as herein
9 before alleged in detail, constitute and continue to constitute unlawful trespassory interference with,
10 and invasions of, Plaintiffs rights to possession of their property, in that those acts were done and are
11 done with the substantial certainty that they would result and do result in damage to others via sudden,
12 recurring and continuing occurrences of excessively discharged emissions, and would result and do
13 result in the entry of foreign matter, toxic substances and other intrusions onto the real property
14 owned, leased and/or occupied or previously occupied by Plaintiffs.

15 79. Plaintiffs are informed and believe, and based thereon allege, that no method for
16 abatement/removal of the afore alleged toxic substances is available. EXIDE and Defendants have not
17 and cannot provide assurances of abatement of the trespass from Plaintiffs' properties or that the past,
18 present or future harm caused by their dumping and releasing of their toxicants and other substances
19 can or will be abated.

20 80. As a proximate result of the trespasses committed by the EXIDE acting by and through
21 the individual Defendants, or with their knowledge, consent, approval and/or ratification, Plaintiffs
22 have suffered and continue to suffer injuries to their persons, their property and their economic
23 interests, all as alleged herein, and have suffered and continue to suffer further mental and emotional
24 distress as a result of the diminution of their property values. All of the above damages will be
25 established according to proof.

26 81. The aforementioned conduct of the Defendants in intentionally and recklessly emitting
27 the aforealleged dangerous and hazardous materials and substances into the air PLUME with the
28 knowledge that it was in the immediate vicinity of Plaintiffs' persons and properties and the

1 Defendants intentionally and recklessly allowing and continuing to allow emissions of these
2 hazardous materials and substances into Plaintiffs' property and Plaintiffs' environs was and is
3 intended to cause injury to Plaintiffs, or in the alternative, was and is willful, wanton and despicable
4 conduct carried out with a conscious disregard to Plaintiffs' rights and well-being and subjected and
5 continues to subject Plaintiffs to cruel and unjust hardship so as to justify an award of exemplary and
6 punitive damages in a sum to be determined at time of trial.

7 **SEVENTH CAUSE OF ACTION**

8 **Injunctive and Restitutionary Relief Pursuant to Business and Professions Code, § 17200**
9 **(Against All Defendants)**

10 82. Plaintiffs repeat and reallege the foregoing paragraphs of this Complaint and
11 incorporate them herein by reference as though set forth in full.

12 83. Plaintiffs bring this cause of action on behalf of themselves and the general public,
13 seeking equitable relief to minimize any future unhealthful chemical releases by EXIDE and the
14 individual Defendants in the future and to require EXIDE and Defendants to disgorge all profits
15 obtained by them through the unlawful business practices described above.

16 84. By committing the acts alleged above in violation of federal and state laws, EXIDE and
17 the other Defendants have engaged, and continue to be engaged, in the unlawful or unfair business
18 practices within the meaning of California Business and Professions Code, §17200 et seq.

19 85. EXIDE and Defendants profited from their unfair business practices. EXIDE's acting
20 by and through the individual Defendants, or with their knowledge, consent, approval and/or
21 ratification, poor environmental compliance and safety programs profited EXIDE and Defendants
22 because they saved costs. Plaintiffs and the public were injured by these unfair business practices.
23 Plaintiffs paid the price of his mental health and well-being. Plaintiffs were entitled to their physical
24 safety which was taken from him by the unfair business practices of EXIDE and Defendants.
25 EXIDE's and Defendants' profits and saved costs were ill-gotten.

26 86. Plaintiffs are informed and believe, and thereon allege, that EXIDE acting by and
27 through the individual Defendants, or with their knowledge, consent, approval and/or ratification,
28 have repeatedly improperly used and disposed of chemicals into the environment which have

1 subsequently detrimentally impacted Plaintiffs and members of the public. Plaintiffs are informed and
2 believe, and thereon allege, that this improper conduct is directly attributable to EXIDE's and the
3 other Defendants' pattern and practice of noncompliance with the various applicable health and safety
4 laws, regulations and rules governing EXIDE's handling, management, storage, control and disposal
5 of chemical substances, to EXIDE's and Defendants' pattern and practice of using inadequate or
6 outdated equipment and to Defendants' pattern and practice of attempting to conceal environmental
7 spills and releases, including but not limited to the long term emission of dangerous and illegal levels
8 of arsenic and lead.

9 87. Plaintiffs are informed and believe, and thereon allege, that EXIDE and Defendants
10 have obtained profits from this business pattern and practice which they should be ordered to disgorge
11 and that EXIDE and Defendants have obtained an unfair advantage by failing to incur the costs of
12 compliance which are incurred by Plaintiffs, the general public, and EXIDE's and Defendants'
13 competitors.

14 88. Plaintiffs are informed and believe, and thereon allege, that the unlawful practices
15 alleged above are continuing in nature and are widespread practices engaged in by EXIDE and
16 Defendants.

17 89. On behalf of themselves and the general public, Plaintiffs respectfully request that
18 injunctions issue against EXIDE and the other Defendants, and each of them, to enjoin them from
19 continuing to engage in the unlawful conduct alleged herein.

20 90. On behalf of themselves and the general public, Plaintiffs respectfully requests that this
21 Court order that EXIDE and Defendants be required to provide full restitution to Plaintiffs and to
22 disgorge the profits they have wrongfully obtained through the use of these practices.

23 91. Plaintiffs respectfully request an award of attorneys' fees upon prevailing in this request
24 for injunctive and other relief.

25
26 **PRAYER FOR RELIEF**

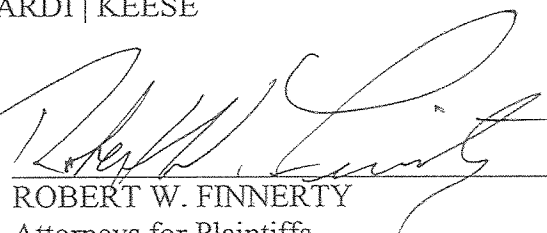
27 **WHEREFORE**, Plaintiffs and each of them pray judgment against the Defendants,
28 and each of them, as follows:

1. For past and future general damages, according to proof;
2. For past and future medical and incidental expenses, according to proof;
3. For past and future loss of earnings and/or earning capacity, according to proof;
4. For past and future property damage, for remediation, for diminution in property value and stigma damages;
5. For future medical monitoring costs, according to proof;
6. For prejudgment interest;
7. For past and future mental and emotional distress, according to proof;
8. For punitive damages, according to proof;
9. For loss of consortium damages, according to proof;
10. For past and future costs of suit incurred herein;
11. For such other and further relief as the Court deems just and proper.

DATED: July 13, 2016

GIRARDI | KEESE

By:


ROBERT W. FINNERTY
Attorneys for Plaintiffs

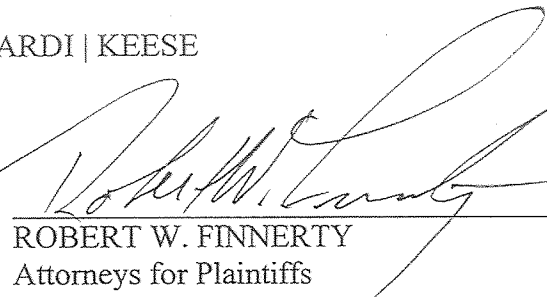
DEMAND FOR JURY TRIAL

PLAINTIFF hereby formally demands a trial by jury.

DATED: July 13, 2016

GIRARDI | KEESE

By:



ROBERT W. FINNERTY
Attorneys for Plaintiffs

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At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 1126 Wilshire Boulevard, Los Angeles, CA 90017-1904.

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.


Terry Yamasaki

Terry Yamasaki

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